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HOBOKEN, NEW JERSEY

ORDINANCES

—OF—

The City of Hoboken.

FROM MARCH 28th, 1855,

TO

APRIL 30th, 1883.

COMPILED BY

SAMUEL A. BESSON,

Counsellor-at-Law,

—FOR—

The Mayor and Council of the City of Hoboken.

EDWIN J. KERR, 4 PARK PLACE, NEW YORK.

1883.

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CITY ORDINANCES

NOW IN FORCE,

PASSED BY

The Mayor and Council

OF THE

CITY OF HOBOKEN,

FROM MARCH 28th, 1855,

TO

APRIL 1st, 1883.

COMPILED AND PUBLISHED

BY AUTHORITY OF

The Mayor and Council

OF

THE CITY OF HOBOKEN.

EDWIN J. KERR, 4 PARK PLACE, NEW YORK.

1883.

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CITY ORDINANCES.

CARTS AND EXPRESS WAGONS.

An ordinance to license and regulate carts in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

Licenses. SECTION 1. The mayor of the city of Hoboken, for the time being, shall from time to time issue license under his hand attested by the city clerk and the seal of the city to so many persons, as he shall think proper, to keep carts for hire in said city, and have power to revoke all or any of said licenses.

Who shall be licensed. SEC. 2. No person who is not the owner of one or more good horses and sufficient cart or carts, and a resident of the city of Hoboken, shall be licensed as aforesaid.

Expiration of license. SEC. 3. All licenses to owners of carts shall expire on the first Monday in June next after the date thereof.

Transfer of license. SEC. 4. If the owner of any cart who may have received a license shall sell or dispose of the same before the expiration of such license, such licensed owner shall within ten days after such sale report the same to the city clerk, who shall be authorized with the consent

of the mayor to transfer such license to the purchaser thereof, on the payment of twenty-five cents to the city clerk. Every owner of such cart who shall neglect to report any such sale to the clerk shall forfeit and pay the sum of five dollars.

Number. SEC. 5. Every license shall state the number for which the same is granted, which number shall be painted in white figures and black ground, and be placed on the outside of the right shaft of such cart.

License fees and register. SEC. 6. Every person who may be licensed as aforesaid shall pay to the mayor for each cart such person shall keep for hire the sum of three dollars for the use of the city, and one for the clerk, who shall provide a book, to be known as "The Register of Carts," in which it shall be his duty to record the name of the person licensed, the date of such license, the number of such cart, and when the license will expire.

Penalty. SEC. 7. Every person who shall keep any cart for hire in said city without being licensed as aforesaid, shall be liable to the penalty of five dollars for every day such unlicensed cart shall be used, to be recovered in the name of the city with costs.

Cartage fees. SEC. 8. No cartman licensed as aforesaid shall demand or receive more than twenty-five cents for the cartage of any one load or part of a load in the city of Hoboken, under the penalty of five dollars for each offence, except for the cartage of household furniture.

Penalty.

Passed August 22, 1855.

SAMUEL W. CAREY, City Clerk.

Approved September 1, 1855.

C. V. CLICKENER, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to license and regulate carts in the city of Hoboken" passed August 22, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The second section of an ordinance entitled "An ordinance to license and regulate carts in the city of Hoboken" passed August 22nd 1855 is hereby amended so as to read as follows:

SEC. 2. Any person or persons, upon satisfactory proof being offered that they are citizens of the United States, the actual owners of the cart or carts, with good horses therefor, and that they are competent and proper persons to transact and do business as cartmen or truckmen, shall be licensed as aforesaid.

Passed May 14, 1878.

ROBERT H. ALBERTS, City Clerk.

Approved May 15, 1878.

E. V. S. BESSON, Mayor.

An ordinance to regulate and direct manner of licensing express wagons, &c., in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That any person or persons intending to run any express wagon, or other conveyance for the conveyance of goods, chattels, effects, packages, money or property within the limits of said city by express, shall file with the clerk of said city a petition in writing setting forth the name or names and residence of the person or persons who are the owners thereof, the number of convayances intended to be used by such person or persons, the places between which such conveyances are intended to be run, and the street and number of the place where such person or persons shall hold their office.

Petition for express license.

SEC. 2. That in addition to said petition the said person or persons so intending to apply for such license shall file with the said city clerk a bond to the mayor and council of Hoboken with one or more sufficient sureties, in the sum of one thousand dollars, conditioned for the due and proper delivery of all goods, chattels, money and property of every kind, and description entrusted to his or their care to the person or persons entitled to receive the same, and all other lawful duties and requirements by law imposed upon him or them as such expressman or expressmen.

Bonds.

SEC. 3. That the said council upon being satisfied with the sufficiency of said bond and the surety or sureties therein mentioned, may thereupon order that a license be given to the person or persons so applying for the same upon the payment of the fees and costs hereinafter mentioned.

License.

Filing of Bonds.

SEC. 4. That the said bond upon being approved by said council shall be filed by said city clerk in his office, and any person who shall suffer any loss by the carelessness, negligence or default of any such express-man giving the same, may bring an action on the same for the recovery of any damage or loss which he may sustain by reason of any negligence or default as aforesaid.

SEC. 5. That no person shall be employed by any person so obtaining a license as aforesaid to drive any express wagon or other conveyance for the carrying of express matter who shall be under twenty-one years of age, and who shall not have obtained a license from said council for that purpose

Fees & Costs.

SEC. 6. The following fees and costs shall be charged to and paid by the person or persons applying for such license under the provision of this ordinance to wit: To the said city for every wagon or other conveyance used for express purposes for each licence for one year the sum of ten dollars; to the clerk for making out said license and filing the petition and bond three dollars; for every license granted to each driver; to the said city the sum of one dollar, and to the clerk for making out the same, one dollar.

Penalty.

SEC. 7. That if any person or persons shall run or cause to be run within said city any express wagon or other conveyance for carrying express matter without having first obtained a license for that purpose, according to the provisions of this ordinance, shall be liable to pay a penalty of five dollars for each and every offence, and that if any person or persons shall drive any such wagon or other conveyance aforesaid without being possessed of the qualifications hereinbefore mentioned, or without having first duly obtained a license for that purpose, shall forfeit and pay a penalty of three dollars for each and every offence, to be sued for in the name of said city.

SEC. 8. If any person or persons shall run or cause to be run any wagon or other conveyance as aforesaid without having the name of the owner or owners or company or firm and number printed thereon, in legible characters, in some conpicuous part thereof, shall forfeit and pay the sum of three dollars, to be sued for and recovered in the same manner as mentioned in the preceding section.

Passed January 23, A. D. 1857.

SAMUEL W. CAREY, City Clerk.

Approved January 27, A. D. 1857.

C. V. CLICKENER, Mayor.

An ordinance to amend an ordinance entitled an "Ordinance to regulate and direct the manner of licensing express wagons, &c., &c."

SECTION 1. That section six of a certain ordinance entitled "An ordinance to regulate and direct the manner of licensing express wagons," approved January 27, A. D., 1857, be and the same is hereby repealed, and that the following be substituted in lieu thereof: Substitute.

The following fees and costs, and no others, shall be charged to and paid by the person or persons applying for and obtaining each license, under the provision of the said ordinance, to wit: Express license fees.

To the city for every wagon or other conveyance used for express purposes for each license for one year, the sum of six dollars. City.

To the clerk for making out such license and filing the petition and bond, the sum of one dollar; for every license granted to each driver, to the said city the sum of two dollars and to the clerk for making out the same, the sum of one dollar. City clerk.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be, and the same are hereby repealed. Repealed.

Passed July 14, 1858.

A. O. EVANS, City Clerk.

Approved July 15, 1858.

JAMES H. WILSON, Acting Mayor.

FIRE DEPARTMENT.

An ordinance for the better regulation of the Hoboken Fire Department.

The Mayor and Council of the city of Hoboken do ordain as follows:

Fire Department.

SECTION 1. The Fire Department of Hoboken shall consist of one chief engineer, one assistant engineer, and as many firemen as are now or may hereafter become lawful members of the fire companies in said city. No person shall become a member of the Fire Department who shall be over fifty-five years of age, or under the age of twenty-one years, nor unless a citizen of the United States.

Age.

Citizen.

SEC. 2. The chief and assistant engineers shall be elected by the firemen by ballot from among their number, on the second Monday in May, between the hours of 8 and 9 P.M., at such place as the council may direct; and the secretaries from each company shall act as inspectors, before receiving the ballots they shall select from the members of the Fire department a clerk and then proceed to take the votes of the department, and the persons receiving the greatest number of votes for each office shall be declared elected, and the inspectors shall send to the council, at its first meeting after said election, a certified copy for their confirmation, and if such election shall be confirmed by the council, the persons so elected shall hold said offices until the next annual election, or the election and confirmation of their successors. But if the persons so elected be not confirmed by the council, then a new election shall be held, as in case of a vacancy. And in case of a vacancy at any time previous to two months preceding an annual election, the council shall order a

special election to be held, which shall be conducted in like manner.

Board of officers.

SEC. 3. In order to promote harmony among the members of the Fire Department, and to establish uniform rules and regulations in the several companies, and for the correct understanding and carrying out the provisions of this ordinance there shall be organized a board of officers of the Fire Department, which shall consist of the chief engineer, assistant engineer, and the foreman and assistant of each company. The chief engineer shall be chairman.

Qualification of chief and assistant engineers.

SEC. 4. The chief engineer shall, at the time of his election, be an acting fireman who shall have served at least two years in the Hoboken Fire Department, and the assistant engineer shall be qualified in like manner as the chief engineer.

Assistant engineer.

SEC. 5. The assistant engineer so elected and appointed shall, at all times, assist the chief engineer in the performance of his duties, and obey and enforce his commands when on duty at a fire. He shall be appointed, styled, and known as "Assistant Engineer," and in case of the absence of the chief engineer shall act as chief until the arrival of the chief engineer.

Sale of old fire apparatus.

SEC. 6. The chief engineer and a majority of the fire and water committee shall have power to sell for cash any old and condemned fire apparatus or implements deposited at the public yard, and shall pay the money received therefor to the city treasurer.

Duties of chief engineer.

SEC. 7. The chief engineer and assistant engineer shall be *ex-officio* a member of each company, but shall not be entitled to a vote. The chief engineer shall, in all cases of fire, have the sole control, to the exclusion of all other authority. It shall be his duty to direct the assistant engineer to arrange the several fire engines and other fire apparatus in the most advantageous manner, and to cause them to be duly worked for the

effectual extinguishment of fires. It shall also be the duty of chief engineer to examine, at least twice every year, into the condition and number of the fire engines and other fire apparatus, and fire apparatus houses, and to report the same to the council on the first Wednesday in November and May in each year, accompanied by a statement of the number of fires that have occurred during the preceding six months, and such particulars as he may deem proper, together with a record of the number of fires attended by him as chief, and also of the assistant engineer when acting as chief engineer in his absence. He shall also, between the tenth and twentieth day of April in each year, present to the council the names of all the members of the Fire Department, and the respective companies to which they belong; and it shall be the duty of the clerk of the council, within twenty days after the said returns shall have been presented to and confirmed by the council, to correct the register of the firemen in his office in accordance with said returns. It shall further be the duty of the chief engineer to present to the board of officers, at each of their stated meetings, such complaints against any firemen as may have been handed to him for presentation.

Firemen's register.

Complaints.

Repairs to fire apparatus.

Inspection of fire apparatus

Claims.

SEC. 8. The chief engineer shall take charge and superintend the construction and repairing of fire engines, hose carts, hooks and ladders, hose and other machines and apparatus for the use of the Fire Department. He shall inspect the fire engines, hose carts, hooks and ladders, hose and other machines, and apparatus for the use of the Fire Department, in connection with the fire and water committee, and, with their concurrence, shall repair the same forthwith. He shall examine and certify to the council all accounts for work done under his supervision, and as to the fulfillment or breach of any contract for work required to be done under his direction. No requisition shall be drawn for

any bills, accounts, or contracts for constructing or repairing fire engines, hose carts, hooks and ladders, hose or other machines and apparatus for the use of the Fire-Department, unless certified by the chief engineer of the Fire Department, but warrants shall be drawn for the payment of requisitions made in accordance with the provisions of this section.

Hoboken Fire Department Fund.

SEC. 9. The association organized by the members of the Fire Department for the relief of disabled firemen and the families of deceased and disabled firemen, and called "The Board of Trustees of the Hoboken Fire Department Fund," is hereby recognized and approved; and the council shall, on or about the first day of December, annually make an appropriation of not less than one hundred dollars for the benefit of the funds of the association, to be paid out of the moneys collected for the use of the Fire Department.

Appropriation.

Company officers.

SEC. 10. The members of each company shall choose from their number a foreman, assistant foreman, secretary, one trustee, and such other officers, not inconsistent with this ordinance, as their by-laws may require, to serve for one year, except the trustees, who shall be elected for the term of three years, or to fill a vacancy; and the said officers shall be chosen at a regular meeting of the company, or at a special meeting called for that purpose, in writing. Within thirty days after the election of the foreman, assistant foreman, secretary and trustee of any company, it shall be the duty of the secretary of said company to present a return of the names and residences of each and all of the persons so elected to the chief engineer, whose duty it shall be to present the same to the council at its next meeting thereafter; and it shall be the duty of the secretary of each company in the department to furnish to the chief engineer, on or before the fifteenth day of April in each year, a correct list of all the members of their respective

Roll.

companies, on the tenth of the same month, the said return shall state the name and residence of each and every member of the company.

SEC. 11. In going to or returning from a fire, the dragrope shall be the proper place for a fireman, except the officers in command, and it shall be their duty to prevent improper persons from taking hold of the rope. No person other than a member of the company, or exempt member of the Fire Department, known to at least two members of the company present, shall be allowed to manage or have control of the tongue or tiller of any apparatus in going to or returning from a fire, or alarm of fire. It shall be the duty of the officers and members of each company, when returning with their apparatus from a fire or alarm of fire to prevent any racing of their company with any other company, and to abstain from any conduct that may be likely to cause a breach of the peace or reflect discredit on the Fire Department.

Racing.

Officers' duties.

SEC. 12. It shall be the duty of the officers of each company to see that the apparatus and implements used by them, and the house in which they are deposited, are preserved from damage by neglect or otherwise, and report any repairs that may be necessary to the chief engineer. It shall also be the duty of all the members to see that good order is preserved in and about the houses occupied by their respective companies.

Conduct and responsibility

SEC. 13. Every officer or member of a company shall be held responsible for his actions while exercising command over any fire apparatus, and shall be subject to trial and punishment, by complaint, in writing, before the board of officers, for any wilful neglect or violation of any of the duties incumbent upon him, under any or all of the provisions of this ordinance. And it shall be the duty of the officers and members of each company

to report to the board of officers the name of every fireman found in a state of intoxication while wearing a fire cap bearing the frontispiece of the company to which he is attached.

Rules.

SEC. 14. Each company may enact rules for its own government not inconsistent with the laws of the state or of the board of trustees or of the council; new members, with their age, occupation and residence shall be reported to the chief engineer, and by him to the council for approval and certificates.

Suspension and expulsion.

SEC. 15. No fireman while under suspension for any violation of the provisions of this ordinance, shall be allowed to vote at any election held pursuant to the provisions of this ordinance, and no person suspended or expelled from the Fire Department shall be allowed to take command or exercise control over any fire apparatus while he remains under such sentence of suspension or expulsion.

Apparatus.

SEC. 16. No fire apparatus shall be let out for hire or loaned without the permission of the chief engineer, and the said permission shall state the special object for which the said apparatus is let or loaned, and the time during which it is to be used for the object so specified, but in no case shall any apparatus be taken from a company in active service for the purpose herein specified, without the permission of the said company. No engine, hose or hook and ladder house shall be used at any time or for any purpose other than that of housing the apparatus assigned to the company occupying such engine, hose or hook and ladder house while in active service, without the permission of a majority of the company and approval of the council.

Houses use of

Fires and alarms.

SEC. 17. It shall be the duty of each company on an alarm of fire being given, to proceed with all due diligence to the fire, or to the place from whence the said alarm originated, unless otherwise directed by an engi-

neer, avoiding all lying in wait, or any departure from their usual route for the purpose of racing with any other company. No fire engine, hook and ladder or hose cart shall in going to or returning from any fire, or at any other time, be run, driven, wheeled or placed on any walk of any paved street, except by the special order of the chief engineer, under the penalty of ten dollars for each offense, to be paid by any and every person aiding or assisting in violation of this section. No company shall remove their apparatus from any fire unless by permission of the chief or an assistant engineer. On such permission being granted the said company shall at once return their apparatus to its place of deposit, well washed and cleansed, and ready for immediate use.

Sidewalks.

Penalty.

Removal from a fire.

SEC. 18. The fire and water committee of the council shall furnish each engine and hose company with a sufficient quantity of hose, and each company shall take one set with them to every fire. Hook and ladder companies shall carry upon their trucks six ladders, one of which shall at least be thirty-eight feet long, and as many hooks, axes and other implements as may be deemed necessary by the chief engineer.

Hose.

Hooks and ladders, etc.

SEC. 19. It shall be the duty of the clerk of the council, on the order of the board, to furnish the discharge certificate required to be furnished to the firemen, but in no case shall a certificate be granted until the party applying for the same shall have made an affidavit and filed the same with the city clerk, certifying that he has served the full time prescribed by law, and that he knows of no charges existing against him in the company to which he has been attached. He shall also pay the chief engineer the sum of one dollar on the receipt of his certificate, said dollar to be appropriated and paid over to the treasurer of the Fire Department fund for the benefit of said fund.

Discharge certificates.

SEC. 20. The board of officers shall appoint as many persons as they may deem necessary as bell ringers, to be approved of by the council, and they shall make such rules and regulations as they may deem requisite, for the proper performance of their duties, and any violation of the same shall be deemed sufficient cause for their removal. Bell-ringers.

SEC. 21. Each engine, hose and hook and ladder man shall, if in any way practicable when on duty as such, wear the leathern cap as heretofore used, which cap shall be painted black and shall bear a frontispiece, painted and distinguished as hereinafter described. Each frontispiece shall bear the initials of the person wearing the same, and the name of the company to which he is attached. Hosemen having in addition thereto the word "Hose" above the number, and hook and ladder men having a hook and ladder crossing the number, all of the said frontispiecs, with the exception of those worn by the foreman and assistant foreman of each company, shall have the characters above described placed in light colors on a dark ground. The foreman and assistant foreman of each company shall wear a frontispiece similar to that of the members, the characters being placed in dark colors on a light ground, and the word "Foreman" and "Assistant" respectively placed above the number of the company. Each of the engineers shall wear the leathern cap as heretofore used, painted white, with a gilded frontispiece, having a fire engine emblazoned thereon, together with the words "Chief Engineer" or "Assistant Engineer," as the case may be, and the initials of their names. Fire cap. Frontispiece.

SEC. 22. It shall be the duty of the secretary of each company to return to the chief of police a statement of the names and residences of such members who desire to be called in case of fire, and the captains of police shall furnish the several policemen under their charge Names and residences.

with the names and residences of such firemen residing within the respective beats of such policeman, and it shall be the duty of the policemen to notify all such persons as reside on his beat of the occurrence of any fire.

Police to notify firemen.

Leaving the city.

SEC. 23. No fire engine, hose or hook and ladder company shall leave the city with their apparatus for the purpose of going to a fire without the permission of the chief engineer or assistant engineer when acting as chief.

Registry book.

SEC. 24. It shall be the duty of ihe city clerk to erase from the registry book of the fire department, the names of all parties who shall have resigned or been expelled after such resignation or expulsion has been acted upon by the council.

Certificate of membership.

SEC. 25. Every newly elected member on being confirmed by the council shall be furnished by the city clerk, with a certificate of membership trough the chief engineer.

Violation.

SEC. 26. Any member of the fire department who shall violate any of the sections of this ordinance, or who shall knowingly or willingly consent to or assist in any violation of this ordinance, shall be liable to be fined, suspended or expelled from the fire department by the board of officers, and approved by the council, and any company so found guilty of violating this ordinance shall be suspended or disbanded, to be determined by the council.

Penalty.

Copies of ordinance.

SEC. 27. Each member of the fire department shall be furnished with a copy of this ordinance and the act incorporating the fire department fund by the chief engineer through the secretary of each company, and the council shall furnish the chief engineer with a sufficient number of copies for that purpose.

SEC. 28. Nothing contained in this ordinance shall deprive the council of the power to repeal or alter the same at any time they think proper. Power of repeal.

Passed June 9, 1858.

A. O. EVANS, City Clerk.

Approved June 11, 1858.

JAMES H. WILSON, Acting Mayor.

An ordinance to authorize the purchase of land and the erection thereon of an engine house for the use of hook and ladder company number two of the Hoboken fire department of the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the committee on public grounds and buildings of the council of the city of Hoboken, be and they are hereby authorized to purchase in the name of the mayor and council of the city of Hoboken, a suitable lot of land in the fourth ward of the city of Hoboken, for the purpose of building thereon a house for the use of hook and ladder fire company number two of the Hoboken fire department.

SEC. 2. That said committee shall procure plans and specifications to be made for the erection of such house as is mentioned in the preceding section of this ordinance and submit the same to the council of said city for action thereon.

SEC. 3. That the cost of procuring such lands and erecting said building thereon shall not exceed the sum of eight thousand dollars.

Passed June 25, 1872.

JOHN R. McCULLOCH, City Clerk.

Approved June 26, 1872.

F. L. SCHMERSAHL, Mayor.

A supplement to an ordinance entitled "An ordinance for the better regulation of the Hoboken fire department" approved June eleventh eighteen hundred and fifty-eight.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That it shall be the duty of engine company number one of the city of Hoboken to nominate a suitable and competent person, practicable engineer to take charge of and operate steam fire engine number one of the city of Hoboken, the same nomination to be referred to the mayor and council of the city of Hoboken for confirmation.

SEC. 2. No person shall be appointed as practical engineer to take charge of said engine unless he shall produce a certificate from the examining board of engineers of the fire department of the city of New York, certifying that he has appeared before them, been examined and that they deem him competent to take charge of and operate the said steam fire engine number one of the city of Hoboken, and present the said certificate to the chairman of the committee on fire and water.

SEC. 3. That it shall be the duty of said practical engineer to take charge of the said steam fire engine, keep her at all times clean and in working order ready for service and be in attendance with said engine at all fires in the city of Hoboken; that he shall reside within two blocks of the engine house; he shall hold himself ready for duty at all times both day and night, and shall not at any time either in the day or night time depart or go beyond the corporate limits of the city of Hoboken without the written consent of the chief

engineer of the Hoboken fire department, or in his absence of the assistant engineer of said department, which written permits shall within one week after the date thereof be filed with the secretary of engine company number one.

SEC. 4. That it shall be the duty of said practical engineer to obey all orders given to him by or through the foreman or acting foreman of said engine company number one and in case of disobedience or neglect of duty on the part of said engineer the said foreman or acting foreman of said company shall make complaint against him to the chief engineer of the said fire department, who shall have power forthwith to suspend said practical engineer and for the time being to appoint an other practical engineer in his stead and thereupon the chief engineer shall cause charges and specifications to be drawn up in writing against said engineer and send the same to the next regular meeting of the council of the city of Hoboken; and thereupon the council shall cause at least three days notice to be served on said engineer of the time and place when and where they will meet to consider said charges and where he may be heard in his defence and if said engineer is found guilty of any charge or charges preferred against him the council may forthwith declare said engineer removed.

SEC. 5. That said practical engineer shall be paid a salary of eight hundred dollars per annum to be paid in equal monthly payments.

Passed June 24, 1873.

JOHN R. McCULLOCH, City Clerk.

Approved June 25, 1873.

A supplement to an ordinance entitled "An ordinance for the better regulation of the Hoboken fire department" approved June 11th, eighteen hundred and fifty-eight.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That it shall be the duty of meadow engine company number three of the city of Hoboken to nominate a suitable and competent person practical engineer to take charge of and operate steam fire engine number three of the city of Hoboken, the same nomination to be referred to the mayor and council of the city of Hoboken, for confirmation.

SEC. 2. No person shall be appointed as practical engineer to take charge of said engine unless he shall produce a certificate from the examining board of engineers of the fire department of the city of New York certifying that he has appeared before them, been examined, and that they deem him competent to take charge of and operate the said steam fire engine number three of the city of Hoboken, and present the said certificate to the chairman of the committee on fire and water.

SEC. 3. That it shall be the duty of said practical engineer to take charge of the said steam fire engine, keep her at all times clean and in working order ready for service and be in attendance with said engine at all fires in the city of Hoboken, that he shall reside within three city blocks of the engine house; he shall hold himself ready for duty at all times both day and night and shall not at any time either in the day or night time depart or go beyond the corporate limits of the city of Hoboken without the written consent of the chief

engineer of the Hoboken fire department, or in his absence of the assistant engineer of said department, which written permits shall within one week after the date thereof be filed with the secretary of engine company number three.

SEC. 4. That it shall be the duty of said practical engineer to obey all orders given to him by or through the foreman or acting foreman of said engine company number three, and in case of disobedience or neglect of duty on the part of said engineer, the said foreman or acting foreman of said company shall make complaint against him to the chief engineer of the said fire department, who shall have power forthwith to suspend said practical engineer, and for the time being to appoint another practical engineer in his stead, and thereupon the chief engineer shall cause charges and specifications to be drawn up in writing against said engineer and send the same to the next regular meeting of the council of the city of Hoboken, and thereupon the council shall cause at least three days notice to be served on said engineer of the time and place when and where they will meet to consider said charges, and where he may be heard in his defence; and if said engineer is found guilty of any charge or charges prepared against him the council may forthwith declare said engineer removed.

SEC. 5. That said practical engineer shall be paid a salary of eight hundred dollars per annum to be paid in equal monthly payments.

Passed April 8, 1874.

JOHN R. McCULLOCH, City Clerk.

Approved April 15, 1874.

A supplement to an ordinance entitled "An ordinance for the better regulation of the Hoboken fire department," approved June 11th, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That hereafter the practical engineer of engine company number one and of Meadow company number three be paid a yearly salary of one thousand dollars to be paid in equal monthly payments.

Passed July 7, 1874.

JOHN R. McCULLOCH, City Clerk.

Approved July 8, 1874.

A supplement to an ordinance entitled "An ordinance for the better regulation of the Hoboken fire department," approved June 11th, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That hereafter the several steam fire engine companies of the city of Hoboken are authorized to increase the number of their members, provided no company shall be composed of more than seventy-five men.

Passed July 13, 1875.

JOHN R. McCULLOCH, City Clerk.

Approved July 15, 1875.

JOSEPH RUSSELL, Mayor.

A further supplement to the ordinance entitled "An ordinance for the better regulation of the Hoboken fire department" approved June 11th, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That if any person shall knowingly or willfully give or cause to be given any false alarm of fire within the corporate limits of the city of Hoboken, such person so offending shall, on conviction thereof, before the recorder of said city, forfeit and pay a fine not exceeding twenty-five dollars.

SEC. 2. That all ordinances and parts of ordinances inconsistent herewith, be and they are hereby repealed.

Passed March 25, 1879.

ROBERT H. ALBERTS, City Clerk.

Approved March 26, 1879.

E. V. S. BESSON, Mayor.

An ordinance to provide for the acquiring of land and the erection thereon of an engine house for the use of the fire department.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the lot on the east side of Hudson street beginning at a point in the easterly line of said street two hundred and fifty-three feet, southerly from the south east corner of Hudson and Third streets, and running thence southerly along the east line of said street twenty feet thence easterly and parallel with Third street one hundred feet thence northerly parallel with Hudson street twenty feet and thence westerly parallel with Third street one hundred feet to the east line of Hudson street, the place of beginning, heretofore offered to the city authorities, in consideration of one dollar, and under certain conditions as a site for an engine house be accepted, and that a suitable building for the use of the fire department of the city of Hoboken be erected on said lot of land.

SEC. 2. That said building when erected be maintained and used for the purposes of the fire department under such rules, regulations and orders as the mayor and council may from time to time make and under the rules and regulations of the fire department.

SEC. 3. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Passed Third and final reading, April 18, 1882.

Signed ROBERT H. ALBERTS, City Clerk.

May 2, 1882. Disapproved by the Mayor in a communication dated April 29, 1882.

Signed M. V. McDERMOTT, Acting City Clerk.

May 9, 1882. A resolution was adopted directing the city clerk to publish ordinance according to law.

May 23, 1882. Resolution adopted May 9th, was disapproved by the mayor in a communication dated May 8, 1882, at same session (May 23d) the council adopted an amended resolution directing the city clerk to publish ordinance according to law.

June 6, 1882. The resolution of May 23, was disapproved by the mayor in a communication dated June 1, 1882, at the same session (June 6) the council passed the resolution of May 23, 1882, notwithstanding the veto of his honor the mayor.

L. H. KENDRICK, City Clerk.

JUSTICES OF THE PEACE.

An ordinance relating to fines received by justices of the peace.

The Mayor and Council of the city of Hoboken do ordain as follows:

Payment of fines received by justices of the peace.

SECTION 1. It shall be the duty of the justices of the peace in this city, severally and respectively, on the receipt of any fine or fines by them or any of them imposed upon any person or persons for violation of city ordinances, to pay the same forthwith to the city treasurer, taking his receipt therefor, and to report to the council, at their first regular session in each month, the amount so received by them as aforesaid, the names of the persons on whom imposed, and the causes thereof.

Report.

Penalty for neglect or refusal.

SEC. 2. Each and every of the said justices neglecting, or refusing to make such payment as hereinbefore required, or neglecting or refusing to report to the council as hereinbefore directed, shall, for every day's neglect or refusal so to do, be subject and held to pay a penalty of ten dollars, to be recovered in the name of the city with costs.

SEC. 3. It shall be the duty of the justices of the peace now acting in this city forthwith to make the payment of all moneys heretofore received by them belonging to the city as above required, and to make the report above specified.

Passed February 13, A. D. 1856.

SAMUEL W. CAREY, City Clerk.

Approved February 23, A. D. 1856.

C. V. CLICKENER, Mayor.

INNS AND TAVERNS.

An ordinance concerning inns and taverns.

The Mayor and Council of the city of Hoboken do ordain as follows:

Mode of granting licenses.

SECTION 1. The counsel may by a resolution passed by at least four concurring votes, and approved by the mayor according to the provisions of the city charter, license any person to keep an inn and tavern in the manner and upon the terms provided for in this ordinance.

Qualification of parties requiring a license.

SEC. 2. No license to keep an inn or tavern shall be granted unless such inn and tavern shall be required for the entertainment of travellers, and no application for such licence shall be entertained or considered by the council unless the person applying for such license shall be recommended in writing by at least ten freeholders, who shall certify that the applicant is personally known to them and has maintained a good character for honesty and temperance, and is known to them to be well provided with rooms, beds, bedding and other accommodations for guests, and that such an inn or tavern is necessary for public convenience, and will condine to the public good, and no license to keep an inn and tavern shall be granted until the next meeting of the council after the application is received.

Expiration of licenses first Monday in June.

SEC. 3. Every license to keep an inn and tavern shall expire and be utterly void and of no effect on and after the first Monday of June next after the same shall be granted. And every person before he or she shall receive a license to keep an inn and tavern, shall, with two sufficient sureties, become bound by a bond, to the mayor and council of the city of Hoboken in the sum

Bonds, and conditions of.

of one hundred dollars, with condition following: The condition of this obligation is such that whereas, the above bounden A. B., is licensed by the mayor and council of the city of Hoboken to keep an inn and tavern (describing the premises) in the said city of Hoboken, until the first Monday of June next, if not sooner revoked. If, therefore, the said A. B., during the continuance of the said license, shall not keep a disorderly inn and tavern, nor game himself or herself, nor suffer any person to game in his or her house for money or the value of money, nor violate the laws of this state nor the ordinances of the city in relation to inns and taverns, and shall during the said term close his or her bar on the first day of the week, called Sunday, and shall not on that day sell or permit to be sold on his or her premises, any intoxicating liquors of any kind, and in all things respecting him or her as an inn holder and tavern keeper, use and maintain good order and rule, and find and provide good, wholesome and sufficient lodgings, diet and entertainment for guests, and observe the directions of the laws relating to inns and taverns, then this obligation to be void, or else to remain in full force and virtue.

Gaming.

Closing on Sunday.

Entertainment.

Price for license.

SEC. 4. The price of a license to keep an inn and tavern shall be fixed from time to time by the council, but in no case shall the charge be less than fifty dollars, besides two dollars to be paid to the city clerk for drawing the license and bond, which sums shall be paid on receiving the license.

Seal.

SEC. 5. Every license to keep an inn and tavern shall be sealed with the corporate seal, signed by the mayor and attested by the city clerk, and shall be in the words or to the effect following:

Terms of license.

City of Hoboken to wit: the mayor and council of the city of Hoboken do hereby allow and license A. B., to keep an inn and tavern in the house (specifying and describing it) from the date hereof until the first Monday

of June next ensuing, unless sooner revoked, upon conditions, nevertheless, that the said A. B. shall during the said term, keep and observe all the laws of the state and ordinances of the city relative to inns and taverns, and shall keep said inn and tavern closed on the Christian Sabbath, except for the accommodation of travelers.

In testimony whereof, the corporate seal is hereunto affixed, and these presents are signed by the mayor and attested by the city clerk this———day of———, in the year one thousand eight hundred and fifty——. Signatures.

SEC. 6. No person licensed to keep an inn and tavern shall, nor shall any other person on the Christian Sabbath, or on the first day of the week, called Sunday, sell, or permit to be sold, any intoxicating liquors of any kind, mixed or unmixed, in any house, building, room, cellar or apartment within the limits of the city of Hoboken, and shall not keep open their inn and tavern on that day, except for the accommodation of travelers, and for every offense against this section or any part thereof, he or she shall forfeit and pay the sum of twelve dollars, to be sued for and recovered as hereinafter prescribed. No liquors to be sold on Sunday. Penalty.

SEC. 7. No license shall entitle any person to keep an inn and tavern in any other place than that which is mentioned and specially described in said license. License only good for specified places.

SEC. 8. The council may revoke or annul any license that shall be granted to any person to keep an inn and tavern in case such person shall offend against any part of this ordinance, or any law of this state concerning inns and taverns. Revoking of licenses.

SEC. 9. A true and correct list of all licenses that shall be granted shall be kept by the city clerk in a book to be provided for that purpose, which book shall at all times be open to the inspection of all persons desiring to see the same. Book of licenses.

SEC. 10. If any person (except a person licensed to keep an inn or tavern as aforesaid) by himself or herself, or his or her clerk, servant or agent, shall at any time sell or expose to sale, any spirituous or intoxicating liquors, or any mixed liquors, part of which is intoxicating, he or she shall forfeit and pay on conviction the sum of five dollars and costs of prosecution for the first offense, and shall stand committed until the same be paid, and for every subsequent offense he or she shall forfeit and pay the sum of ten dollars and costs of prosecution, and shall stand committed until the same is paid, and if any clerk, servant, or agent, or other person in the employment of or on the premises of another, shall violate the provisions of this or the next previous section, he or she shall be held equally guilty with the principal, and on conviction shall suffer the same penalty.

Penalty for selling liquors without license.

SEC. 11. Any forfeiture or penalty arising from under this ordinance may be recovered by an action before any justice of the peace, and the forfeiture so recovered shall be paid into the city treasury, and the prosecutor or complainant may be admitted as a witness in the trial, and it shall be the duty of the corporation attorney to commence an action in behalf of the city and in its corporation name against any person guilty of a violation of any of the provisions of this ordinance, on being informed of the same, and being furnished with proof of the fact.

Mode of recovering penalty.

Passed June 8, 1855.

SAMUEL W. CAREY, City Clerk.

Approved June 8, A. D. 1855.

C. V. CLICKENER, Mayor.

An ordinance amendatory of the ordinance entitled "An ordinance concerning inns and taverns." Approved June 8, A. D. 1855.

The Mayor and Council of the city of Hoboken do ordain as follows.

SECTION 1. That the fourth section of the ordinance entitled "An ordinance concerning inns and taverns," approved June 8, A. D. 1855, be amended so as to read as follows: "The price of a license to keep an inn and tavern shall be fixed from time to time by the council, but in no case shall the charge be less than twenty-five dollars, besides two dollars to be paid to the city clerk for drawing the license and bond, which sums shall be paid on receiving the license.

Amendment. Inn and tavern ordinance.

License fee.

SEC. 2. The provisions of the ordinance to which the foregoing is an amendment, inconsistent herewith be, and the same are hereby repealed.

Repealed.

Passed May 20, A. D. 1856.

SAMUEL W. CAREY, City Clerk.

Approved May 21, 1856.

C. V. CLICKENER, Mayor.

An ordinance concerning inns and taverns and other places of public entertainment in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the council of said city of Hoboken may, by resolution of a majority of the whole number concurring therein and approved by the mayor according to the provisions of the city charter, license any person to keep an inn and tavern in the manner and upon the terms provided for in this ordinance.

License.

Inn and tavern.

SEC. 2. No license for an inn or tavern shall be granted unless in the opinion of the council the same shall be required for the entertainment of travelers or sojurners or for the transaction of the public business of the city, and no application for such a license shall be entertained and considered by the council unless the person applying for such license shall be recommended in writing by at least ten freeholders, residents of the ward in which such inn and tavern is intended to be kept; who shall certify that such applicant is personally known to them and has maintained a good character for honesty and temperance, and is known to them to be well provided with room, bed, bedding and other accommodations for such guests, and that such an inn and tavern is necessary for public convenience and will condine to the public good and the interest of the said city, and no license to keep an inn and tavern shall be granted until the next stated meeting of the council after the application is received.

Recommendation.

Expiration of license.

SEC. 3. Every license to keep an inn or tavern shall expire and be utterly void and of no effect on and after the first Monday of June next after the same shall be

granted, and every person before he or she shall receive a license to keep an inn and tavern shall become bound by bond, with two sufficient sureties, to the mayor and council of the city of Hoboken, in the sum of one hundred dollars with conditions following:

Form of obligation.

The condition of this obligation is such that whereas the above bounden————is licensed by the mayor and council of the city of Hoboken to keep an inn and tavern in (describing the premises) in the———ward of Hoboken, until the first Monday of June next, if not sooner revoked. If, therefore, the said————during the continuance of the said license, shall not keep a disorderly inn and tavern, nor game, sell or suffer any person to game in———house for money or the value of money, nor violate the laws of this state nor the ordinance of the council, and shall, during the said term, close———bar on the first day of the week, called Sunday, and shall not on that day sell or offer for sale or permit to be sold in———premises, any spirituous, vinous, fermented or other intoxicating drink or drinks, and in all things respecting———as an inn holder and tavern keeper, use and maintain good order and rule and find and provide good wholesome lodging, diet and entertainment for guests, and observe the laws relating to inns and taverns, then this obligation to be void, or else to remain in full force and virtue.

License, price of.

SEC. 4. The price of a license to keep an inn and tavern shall be fixed from time to time by the council, but in no case shall the charge be less than twenty-five dollars, besides two dollars to be paid to the city clerk for drawing the license and a bond, which sum shall be paid before receiving the license.

Corporate seal.

SEC. 5. Every license to keep an inn and tavern shall be sealed with the corporate seal, signed by the mayor and attested by the city clerk, and shall be in words or to the effect following:

Form of license.

City of Hoboken to wit: the mayor and council of the city of Hoboken hereby allow and license————, of the————ward of Hoboken, to keep an inn and tavern in the house (specifying and describing it), from the date hereof until the first Monday of June next ensuing, unless sooner revoked, upon condition nevertheless, that the said————————shall, during the said term, keep and observe all the laws of the state and ordinance of the city relative to inns and taverns, and shall keep said inn and tavern closed on the Christian Sabbath, except for the accommodation of travelers.

In testimony whereof, the corporate seal is hereunto affixed, and these presents are signed by the mayor and attested by the city clerk, this————day of————, in the year one thousand eight hundred and————.

Sunday.

SEC. 6. No person licensed to keep an inn and tavern shall on the first day of the week, called Sunday, sell permit or cause to be sold or exposed for sale, any beer, ale, cider, porter, spirituous or other intoxicating drink or drinks of any kind, mixed or unmixed, in any house, building, room, cellar, or appartment within the limits of Hoboken, and shall not keep open their inn and tavern on that day, except for the reception or accommodation of travellers ariving or remaining at said inn and tavern during said day, and shall not permit on the day aforesaid any number of persons other than his, her or their family, to come together therein, and for each and every offense against this section or any part thereof against this section, he or she shall forfeit and pay the sum of twenty dollars, to be sued for and recovered, as provided for in the city charter, and every such conviction shall revoke his or her license, and from and after such conviction such license shall be absolutely null and void.

Place specified.

SEC. 7. No license shall entitle any person to keep an in or tavern in any other place than that which is mentioned and specified in such license.

SEC. 8. That it shall be lawful for said council, with the approval of the mayor, to revoke such license at any time on due proof made before them at any regular meeting of any violation of the provisions of this ordinance on notice to be given to the landlord of any such inn or tavern, by the city clerk of any complaint against him or her for such violation at least three days before the hearing of any such complaint. That all complaints for any such violation of any of the provisions of this ordinance shall be in writing and signed by the person making the same. Revocation.

SEC. 9. That it shall be lawful for said council, by resolution, with the approval of the mayor to grant licences to any person within the limits of the corporation, to open and keep a house of public entertainment, upon application made to them at any regular meeting, and recommended by at least ten freeholders, residing in said city, and upon the granting of such license, and shall not be before the next stated meeting held after the presentation of such application, the applicant for such license shall enter into a recognizance or bond to the said council with at least one sufficient surety, in the sum of one hundred dollars to the said, the mayor and council of the city of Hoboken, conditioned that he will, in all things, comply with the requirements of the provisions of this ordinance and the laws of the state concerning inns and taverns, so far as the same may be applicable to such houses, and that the form of the said bond and license hereinbefore prescribed for inns and taverns shall be so modified in relation to houses of public entertainment, so as to comply with this section, when such license shall be granted to such persons as are in this section mentioned. That the applicant for such license shall before such license is delivered to him to pay to the city clerk, for the use of said city, the sum of twenty dollars, and also the License for houses of public entertainment. Bond. Form of bond. License fees.

further sum of two dollars to the city clerk for drawing said recognizance or bond and certificate of license.

Record.

SEC. 10. The city clerk shall keep a true and correct list of all licenses granted by virtue of this ordinance in a book to be provided for that purpose, which shall at all times be open to inspection.

Unlicensed persons.

SEC. 11. If any person without having obtained a license as provided for in this ordinance, by himself or herself, or his or her clerk, servant or agent, shall, at any time, sell or cause or permit to be sold, within the limits of this corporation, any spirituous, vinous, fermented or other intoxicating drink or drinks, by less quantity than one quart, or shall open or keep within said city any house of public entertainment, he or she, in addition to the penalty of an indictment, shall forfeit and pay for each and every such offense the sum of ten dollars and costs of prosecution for the first offence, and twenty dollars for the second or other offence, to be sued for in the corporate name of said city, before any justice of the peace in said city, by any person who may see fit to sue for the same, which penalties, when so recovered, shall be paid into the city treasury, and if any clerk, servant, agent or other person in the employment of or on the premises of another shall violate the provisions of this ordinance, or any of them, he or she shall be held equally guilty with the principal, and on conviction, shall suffer the same penalty.

Penalty.

Fees, &c., to be paid into city treasury.

SEC. 12. All sums of money paid to the city clerk as assessments or fees for licenses (except such as said clerk is authorized to take and receive for his own use) and all penalties recovered by virtue of this ordinance, shall be forthwith paid into the city treasury.

Passed.

Approved June 3, 1859.

FRANKLIN B. CARPENTER, Mayor.

An ordinance to amend "An ordinance concerning inns and taverns and other places of public entertainment, in the city of Hoboken." Approved June 3, 1859.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section nine of said ordinance be and the same is hereby amended by striking out at the end of said section the following words, to wit: "That the applicant for such license shall before such license is delivered to him pay to the city clerk, for the use of said city, the sum of twenty dollars, and also the further sum of two dollars to the city clerk for drawing said recognizance or bond and certificate of license," and inserting in lieu thereof the following words, to wit: "The price of such license shall be fixed from time to time by the council, but in no case shall the charge be less than twenty-five dollars, besides two dollars to be paid to the city clerk for drawing the license and bond." Amendments. License fee. Price to be paid.

SEC. 2. That all the sums of money mentioned in the said ordinance to be paid for said licenses and to the city clerk for drawing said licenses and bonds, shall in all cases be paid to the city clerk by the party desiring a license at the time he shall make his application therefor, and in case said license is refused by said council the money shall be refunded to said applicant. License fee when paid. Refusal to grant. Money refunded.

SEC. 3. The council may by resolution dispense with the recommendation in writing by the freeholders whenever the application for a license shall have had a license the preceding year. Recommendation.

Passed June 27, 1866.

JOHN KENNEDY, City Clerk.

Approved June 29, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend an ordinance entitled an ordinance concerning inns and taverns and other places of public entertainment in the city of Hoboken. Approved June 3, 1859.

The Mayor and Council of the city of Hoboken do ordain as follows:

Bond. SECTION 1. That so much of the ordinance as requires the giving of a bond be and the same is hereby repealed.

Passed December 26, 1866.

JOHN KENNEDY, City Clerk,

Approved December 27, 1866.

FREDERICK B. OGDEN, Mayor.

A supplement to an ordinance entitled "An ordinance concerning inns and taverns and other places of public entertainment in the city of Hoboken." Approved June 3, 1859.

The Mayor and Council of the city of Hoboken do ordain as follows:

Application for license and reduction of license fee for inns and taverns and houses of public entertainment.

SECTION 1. That when any person or persons shall apply to the council for a license to keep an inn and tavern, or house of public entertainment in the city of Hoboken, six months from or after the regular day for the granting and renewing of licenses, that is to say, six months after the first Monday in June, that then the council may at their discretion reduce the amount of license fee as provided for in said ordinance to which this is a supplement, to any sum not less than one-half the amount of said license fee, if taken on the regular day for issuing licenses as above: *provided*; however, that all persons to be entitled to the benefit of this supplement must apply for said license before they shall commence business, and comply with all other sections of the ordinance to which this is a supplement.

Application to be made before commencing business.

Transfer of license.

SEC. 2. That a transfer of license to keep an inn and tavern or house of public entertainment may be made as follows, on application of the original grantee in writing to the mayor and council to transfer said license in the same house for which said license was originally granted. And if on inquiry the council shall be satisfied that the party to whom the said license is required to be transferred, is a proper person, they may then order the transfer to be made by the city clerk, on payment of a transfer of five dollars, with the clerk's fee as provided for in the original ordinance, to which this is a supplement.

Fees for transfer.

Passed March 25, 1868.

JOHN KENNEDY, City Clerk.

Approved March 26, 1868.

F. W. BOHNSTEDT, Mayor.

CORPORATION PRINTER.

An ordinance prescribing the duties of corporation printer.

The Mayor and Council of the city of Hoboken do ordain as follows:

Publishing.

SECTION 1. It shall be the duty of the corporation printer to publish all ordinances according to the city charter, all notices or advertisements directed to be published by the council or any committee thereof (except notices of sale for taxes and assessments and for the redemption of lands sold for taxes and assessments) and all such proclamations of the mayor as by the city charter are or may be required to be published at the expense of the corporation.

Compensation.

SEC. 2. That the corporation printer shall receive such compensation as the council shall by resolution direct.

Passed July 25, 1855.

SAMUEL W. CAREY, City Clerk.

Approved July 31, 1855.

C. V. CLICKENER, Mayor.

RELATIVE TO DEAD ANIMALS.

An ordinance in relation to dead animals.

The Mayor and Council of the city of Hoboken do ordain as follows:

Dead animals. Nuisances

SECTION 1. That any animal, dying from accident or disease, and found dead within the limits of Hoboken, or in or upon any lot or tenement, or in any street, alley, highway or unoccupied lot, shall be considered and are hereby declared to be nuisances.

Removal of dead animals.

SEC. 2. That no person or persons except the contractor hereinafter named shall carry, remove or transport any such animal as is mentioned and described in the first section of this ordinance or the remains thereof from the place where such animal shall die within the limits of Hoboken to any other place within the limits of said city or to any place out of Hoboken without the permission in writing of a majority of the street and assessment committee of the council or the street commissioner, under a penalty of five dollars for each and every offense.

Penalty.

Skinning.

SEC. 3. That no person or persons shall skin or bring any such animal as is mentioned in the first section of this ordinance within the limits of Hoboken aforesaid without the permission of a majority of the street and assessment committee of the council or street commissioner under the penalty of ten dollars for each offense.

Penalty.

SEC. 4. That it shall be the duty of every onwer of any animal dying from accident or disease within the limits of Hoboken aforesaid to give notice of such death at the station house, or at the office of the street commissioner of Hoboken within six hours after such animal shall die, under a penalty of ten dollars for each and every offence.

Contract or appointment for removal of dead animals.

SEC. 5. That the council of the city of Hoboken may when deemed advisable by them, appoint and contract with some proper person or persons whose duty it shall be to remove all such animals as are hereinbefore specified without the limits of Hoboken aforesaid under such conditions and restrictions as they shall deem suitable and proper.

Penalties, recovery of.

SEC. 6. That all penalties arising under this ordinance may be recovered as by the charter directed and the penalties so recovered shall be paid into the city treasury, and the prosecutor or complainant shall be admitted as a witness on the trial.

Repealed.

SEC. 7. That all ordinances and parts of ordinances inconsistent or conflicting with the provisions of this ordinance be and the same are hereby repealed.

Passed December 8, A. D. 1858.

A. O. EVANS, City Clerk.

Approved December 9, A. D. 1858.

GEORGE W. MORTON, Mayor.

AN ORDINANCE RESPECTING DOGS.

The Mayor and Council of the city of Hoboken do ordain as follows:

Dogs, running at large.

SECTION 1. No dog, male or female, shall be suffered to go at large in the city of Hoboken without having upon its neck a collar with the name and residence of the owner or possessor thereof distinctly marked in letters thereon, under the penalty of five dollars for each offense, to be paid by the owner or possessor as aforesaid, and it shall be lawful for any person to kill any such dog found running at large not having on its neck such collar with the name and residence of such owner or possessor marked thereon, as aforesaid, or any dog which shall bite or attempt to bite any person or animal.

Dog Tax.

SEC. 2. For every male dog owned or kept in the said city the owner or possessor thereof shall annually pay a tax of two dollars, and for every female dog a tax of four dollars, to be assessed and collected in the same manner that the annual taxes for said city are assessed and collected.

Mayors proclamation.

SEC. 3. It shall be lawful for the mayor of said city at any time, when in his opinion the interest of the city or the public good requires the same, to issue his proclamation authorizing the indiscriminate destruction of all dogs, both male and female, found running at large in the said city, (except) such as shall be properly muzzled with a wire muzzle about the nose (securely fastened,) and such proclamation being published in one of the newspapers in said city for six days, shall be a sufficient justification to all persons who may destroy any such dog or dogs, male or female, found running at large, as aforesaid, during the time said proclamation shall remain in force.

Unmuzzled dogs to be impounded.

SEC. 4. All dogs, male or female, found running at large in the city of Hoboken, (except such as shall be properly muzzled with a wire muzzle about the snout securely fastened,) may be taken by any person or persons, and driven or carried to the public pound, in the said city, and it shall be the duty of the keeper thereof to enter into a book, to be kept by him for that purpose, the names and places of abode of all persons who may bring any dog, as aforesaid, to said pound, and the time of bringing the same respectively, and the said keeper shall pay to the person bringing any such dog, as aforesaid, to any such pound, the sum of fifty cents for each dog so brought, and the owner or any person claiming such dog, shall pay to the keeper of such pound two dollars for every such dog so impounded before said keeper shall release the same from such pound, and if no person shall claim any such dog so impounded and pay such amount within the space of forty-eight hours from the time of impounding the same, it shall be the duty of such keeper to kill such dog immediately thereafter, and remove and bury the same beyond the limits of the city, and for every such dog so removed or buried, as aforesaid, the said keeper shall be paid out of the city treasury the sum of fifty cents on the presentation of a claim for such services and verified by the oath or affirmation of the said keeper within six days after its performance.

Fees.

Penalty for hindering.

SEC. 5. Any person who shall hinder prevent or attempt to hinder or prevent any of the provisions of this ordinance from being carried into effect, shall be subject to a fine of ten dollars.

SEC. 6. All ordinances and parts of ordinances, heretofore passed on the subject are hereby repealed.

Approved June 2, 1859.

FRANKLIN B. CARPENTER, Mayor.

RELATIVE TO FIRE-ARMS.

An ordinance to prevent firing of guns, &c., in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That no person or persons shall fire or discharge any cannon, gun, pistol, or fire-arms of any description, or fire, explode, or set off any squib cracker or other thing, containing powder or other combustibles or explosive material within the corporate limits of Hoboken, without the permission of the mayor, in writing, and subject to the restrictions and conditions contained in such written permission under the penalty of five dollars for each and every offense, but nothing contained in this section shall be construed to extend to any military parade exercise or review of the Hudson Brigade or any company thereof. Firing of guns. Penalty.

SEC. 2. That no person or persons shall keep or maintain or cause to be kept or maintained within the corporate limits of Hoboken, any target or shooting grounds, where shooting or firing at a target or any other mark, shall be practiced within the like permission, as mentioned in the last preceding section, under the penalty of fifty dollars for each and every such offense. Shooting grounds.

SEC. 3. That it shall be and hereby is made the special duties of all police officers of said city and all other persons charged with the keeping of the peace in said city, to cause the penalties in this ordinance to be inforced against all persons offending against its provisions. Police.

Passed November 26, 1859.

Approved November 28th, 1859.

FRANKLIN B. CARPENTER, Mayor.

An ordinance to amend an ordinance entitled "An ordinance in relation to hawkers and peddlers," approved August 17, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. It shall hereafter be the duty of all persons who may obtain licenses as hawkers and peddlers in the city of Hoboken to procure all weights and measures used by them for the vending and sale of any of the articles mentioned in the ordinance to which this is an amendment to be first approved sealed and stamped by the weigh master of said city according to the established standard and all such measures shall be marked and stamped by the said weighmaster both upon the bottom and the edge of the top thereof.

SEC. 2. Any person or persons who shall use or employ any weights or measures for the sale of any of the articles mentioned in the ordinance to which this is an amendment without first procuring the same to be approved, sealed and stamped as aforesaid shall be liable to a penalty of twenty dollars for each and every offense and also the costs of prosecution.

SEC. 3. It shall be and is hereby made the special duty of all the police officers and policemen of the said city to cause the penalty mentioned in this ordinance to be enforced against all persons offending against its provisions, and also to inspect the weights and measures that may be used or employed by persons having licenses as hawkers and peddlers as aforesaid and who may be engaged in hawking or selling any of the said articles afore mentioned in any of the streets lanes, alleys or public places of said city.

SEC. 4. No person who may hereafter obtain a license as aforesaid as a hawker and peddler in said city shall be permitted to use or employ more than one cart or wagon under each license but shall procure and obtain a separate license for each and every cart, wagon or other vehicle that he may use for such purpose.

SEC. 5. The license fee mentioned in the second section of the ordinance to which this is an amendment shall hereafter be fifteen dollars instead of five and the penalty mentioned in the third section of said ordinance shall hereafter be twenty dollars instead of ten.

SEC. 6. All ordinances and parts of ordinances inconsistent with any of the provisions of this ordinance be and the same are hereby repealed.

Passed September 18, 1877.

GEORGE J. DUCKER, City Clerk.

Approved September 28, 1877.

JOSEPH RUSSELL, Mayor.

An ordinance to amend an ordinance entitled "An ordinance in relation to peddlers and petty chapmen," approved October 4, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. It shall hereafter be the duty of all persons who may obtain licenses as peddlers and petty chapmen in the city of Hoboken to procure all weights and measures used by them for the vending and sale of any of the articles mentioned in the ordinance to which this is an amendment to be first approved, sealed and stamped by the weighmaster of said city in accordance with the established standard, and all such measures shall be marked and stamped by the said weighmaster both upon the bottom and the edge of the top thereof.

SEC. 2. Any person or persons who shall use or employ any weights or measures for the sale of any of the articles mentioned in the ordinance to which this is an amendment without first procuring the same to be approved, sealed and stamped as aforesaid, shall be liable to a penalty of twenty dollars for each and every offence together with the costs of prosecution.

SEC. 3. It shall be and is hereby made the special duty of all the police officers and policemen of the said city to cause the penalty mentioned in this ordinance to be enforced against all persons offending against its provisions, and also to inspect the weights and measures that may be used or employed by persons having licenses as peddlars and petty chapmen as aforesaid, and who may be engaged in hawking, peddling or selling any of the said articles aforementioned in any of the streets, lanes, alleys or public places of said city.

SEC. 4. No person who may hereafter obtain a license as aforesaid as a peddlar and petty chapmen in said city, shall be permitted to use or employ more than one cart or wagon under each license, but shall procure and obtain a separate license for each and every cart, wagon or other vehicle that he may use for such purpose.

SEC. 5. The license fee mentioned in the second section of the ordinance to which this is an amendment, shall hereafter be fifteen dollars instead of five, and the penalty mentioned in the third section of said ordinance shall hereafter be twenty dollars instead of five.

SEC. 6. All ordinances and parts of ordinances inconsistent with any of the provisions of this ordinance be and the same hereby are repealed.

Passed October 23, 1877.

GEORGE J. DUCKER, City Clerk.

An ordinance to amend an ordinance entitled "An ordinance to amend an ordinance in relation to hawkers and peddlers," approved.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That each and every person licensed to do business as a hawker and peddler in the said city of Hoboken shall pay to the city clerk, for the use of the city, the sum of five dollars, and one dollar additional for the fee of the city clerk.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Passed June 11, 1878.

ROBERT H. ALBERTS, City Clerk.

Passed June 18, 1878, over the veto of his honor the Mayor.

ROBERT H. ALBERTS, City Clerk.

An ordinance to amend an ordinance entitled "An ordinance to amend an ordinance in relation to hawkers and peddlers," approved.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That each and every person licensed to do business as a hawker and peddler in the said city of Hoboken shall pay to the city clerk for the use of the city the sum of fifteen dollars, and one dollar additional for the fee of the city clerk.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Passed October 22, 1878.

ROBERT H. ALBERTS, City Clerk.

Approved October 23, 1878.

E. V. S. BESSON, Mayor.

A supplement to an ordinance entitled "And ordinance in relation to hawkers and peddlers," approved August 17, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That each license granted by the council, signed by the mayor and sealed with the corporate seal of the city to any hawker or peddler shall allow the running or using of one wagon and the employment of one assistant or driver only and for each additional wagon and assistant an additional license must be procured.

SEC. 2. No person shall use more than one wagon or employ more than one assistant or driver, without such additional license, under a penalty of ten dollars for each and every offence to be recovered before the recorder.

SEC. 3. That every additional wagon shall have a number painted thereon corresponding to the number of license issued therefor.

SEC. 4. That all ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

Passed June 24, 1879.

ROBERT H. ALBERTS, City Clerk.

Approved June 25, 1879.

E. V. S. BESSON, Mayor.

Goes into effect July 19, 1879.

HAWKERS AND PEDDLERS.

An ordinance in relation to hawkers and peddlers.

The Mayor and Council of the city of Hoboken do ordain as follows:

License to venders.

SECTION 1. There shall be licensed by the mayor from time to time, as he shall deem expedient so many persons, residents of the said city and recommended by at least six citizens thereof, for the purpose of vending, meat, fish, fruit, vegetables, ale, porter, cider, pop, beer, and mineral waters from wagons and other vehicles; and such licenses shall expire on the first Monday of June next after the date thereof; subject nevertheless to be revoked at the pleasure of the mayor.

Expiration of license.

License fees.

SEC. 2. Each and every person licensed as aforesaid shall pay to the city clerk for each license the sum of five dollars for the use of the city, and one dollar additional for the fees of the city clerk, for drawing and sealing such license in a book to be provided for that purpose.

Not to sell without license.

SEC. 3. No person or persons not licensed as aforesaid shall sell or offer for sale from wagons, carts, or other vehicles, in any of the streets, lanes, alleys, or public places in said city any meat, fish, fowls, fruits or vegetables, or any ale, porter, cider, pop, root beer, or mineral waters of any kind or description, or hawk any of the said articles about the streets, alleys, lanes, or other public places of said city, for the purpose of selling the same, under the penalty of ten dollars, together with the costs of prosecution, for each and every offense, provided however, that this ordinance shall not apply to butchers conducting their business in said city, nor to farmers and gardeners retailing produce of their own raising.

Passed August 9, 1855.

SAMUEL W. CAREY, City Clerk.

Approved August 17, A. D. 1855.

C. V. CLICKENER, Mayor.

LAMPS AND LAMP POSTS.

An ordinance to provide for the purchase and erection of lamps and lamp posts, in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

Proposals for erection of lamps and lamp-posts.

SECTION 1. That the committee on lamps, watch and police, be directed to issue proposals for the furnishing and erection of such lamp and lamp posts in the city of Hoboken, as they may from time to time report necessary, and the council determine, and shall contract for the same; provided, that such contract shall be approved by the mayor and council before going into effect.

Contract.

New lamps.

SEC. 2. That the said committee shall from time to time, as new lamps may in their opinion be needed, report to council such necessity, stating the number of lamps needed and the places where, and upon the approval of the said report by the council and street commissioner, shall, under the direction of the said committee superintend the erection of and cause to be erected such lamps and lamp posts.

Superintendence.

Expenses.

SEC. 3. That for the payment of the expenses incurred in the purchase and erection of such lamps and lamp posts, a warrant signed by the mayor and countersigned by the city clerk, shall be drawn upon the treasurer upon the production to the mayor by the contractor of a certificate of a majority of the said committee, endorsed by the street commissioner, that the contract has been fully and satisfactorily performed.

Passed November 14, 1855.

SAMUEL W. CAREY, City Clerk.

Approved November 17, 1855.

C. V. CLICKENER, Mayor.

CATTLE RUNNING AT LARGE.

An ordinance to prevent cattle from encumbering or stopping upon the streets of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

Cattle on sidewalks.

SECTION 1. That if any person or persons shall drive or cause to be drove in or upon any sidewalk in said city any cattle, horses, sheep, swine or other animals or if any person driving or having in charge any cattle or other animals aforesaid shall permit, suffer or allow the same or any of them to go upon any sidewalk in said city, every person or persons so offending in the premises shall be liable to pay a fine of five dollars for every head of cattle, horses, or other animals aforesaid, which shall be so drove or permitted to go upon any such sidewalk.

Penalty

Cattle and encumbering.

SEC. 2. That if any persons driving or having in charge any cattle, sheep or swine shall suffer, permit or allow any such cattle, sheep or swine to stop, stand still or lodge in or upon any street or sidewalk in said city, every person so offending in the premises shall be liable to pay a fine of ten dollars for every such offense.

Passed October 13, 1858.

A. O. EVANS, City Clerk.

Approved October 19, 1858.

GEORGE W. MORTON, Mayor.

An amendment to an ordinance to prevent cattle from encumbering or stopping upon the streets of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That hereafter, droves of cattle, horses, sheep, swine or other animals shall not be driven trough the streets of Hoboken between eight o'clock in the morning and six o'clock in the evening, under a penalty of ten dollars for each and every offense.

Passed September 18, 1867.

JOHN KENNEDY, City Clerk.

Approved September 19, 1867.

F. W. BOHNSTEDT, Mayor.

RELATIVE TO SLAUGHTERING CATTLE IN THE CITY LIMITS.

An ordinance to prevent the slaughtering of cattle or animals within the limits of the city of Hoboken.

The mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That no person or persons shall keep or maintain a slaughter house within the limits of the city of Hoboken under a penalty of fifty dollars for every day the same shall be kept and maintained for the purpose of slaughtering animals therein. Slaughtering. Penalty for.

SEC. 2. That no person or persons shall slaughter or in any way assist in slaughtering any cattle, animal or animals within the city limits of the city of Hoboken, under a penalty of fifty dollars for each offense. Penalty for assisting.

SEC. 3. That all ordinances, and parts of ordinances, inconsistent with the provisions of this ordinance be and they are hereby repealed.

Passed September 15, 1868.

JOHN KENNEDY, City Clerk.

CITY PRISON.

An ordinance to provide for a city prison, and for the appointment of a keeper of the same.

The Mayor and Council of the city of Hoboken do ordain as follows:

Location. SECTION 1. That the building at the south-west corner of Newark and Washington streets, known as the "Police Station," be, and the same is hereby declared to be a city prison.

Keeper. SEC. 2. That the keeper of the city prison shall be elected and appointed by a majority of the councilmen, at a stated meeting of the board.

Passed March 31, 1864.

JOHN KENNEDY, City Clerk.

Approved April 2, 1864.

LORENZO W. ELDER, Mayor.

An ordinance to amend an ordinance entitled "An ordinance to provide for a city prison, and for the appointment of a keeper of the same," approved April 2, 1864.

The Mayor and Council of the city of Hoboken do ordain as follows:

City prison.

SECTION 1. That the cells erected, and being on lots numbered ninety-five and ninety-seven, Washington street, in said city of Hoboken, be and the same are hereby declared to be a city prison in and for the city of Hoboken.

City prison keeper, duties of.

SEC. 2. That the city prison keeper shall, in addition to his duties as city prison keeper, take charge of the City Hall and station house and all the departments therein, keeping them all clean and in good order at his own expense, performing the duties of janitor in said buildings and apartments under the direction of the committee on public grounds and buildings.

City prison keeper to act as janitor.

SEC. 3. That it shall be the duty of the city prison keeper as janitor, to cause all the offices, walls and apartments in said City Hall building to be thoroughly swept and dusted every morning before eight o'clock; also to wash and clean the windows and scrub the halls, floors and water closets of said building as often as directed so to do by said committee on public grounds and buildings, or whenever in his judgment the same is necessary to be done; also to keep the stoop, sidewalk and area-way in front of said City Hall swept, and at all times clear from ice and snow; also to light and heat the several apartments in said building when directed by said committee so to do, and to do and perform all other duties pertaining to the office of janitor of said building, under the direction of said committee.

Residence of keeper.

SEC. 4. That the city prison keeper shall dwell in tne City Hall building, in apartments to be assigned to him for that purpose by the committee on public grounds and buildings, and that fuel for his dwelling appartments shall be furnished by the city.

Salary of city prison keeper.

SEC. 5. That in addition to the privileges mentioned in the preceding section of this ordinance, the city prison keeper shall receive a salary of eleven hundred dollars per annum, to be paid in equal monthly payments, which salary is to be received in full satisfaction for all the services required by this ordinance, as city prison keeper and as janitor.

Repealed.

SEC. 6. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be, and the same are hereby repealed, and that the office of station house keeper be, and the same is hereby abolished.

Passed September 14, 1869.

JOHN KENNEDY, City Clerk.

Approved September 15, 1869.

HAZEN KIMBALL, Mayor.

A supplement to an ordinance to amend an ordinance to provide for a city prison and for the appointment of a keeper of the same, approved April 2, 1864.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section five be amended by striking out the words "Eleven hundred dollars," and inserting instead thereof the words "Nine hundred dollars."

Passed July 18, 1876.

GEORGE J. DUCKER, City Clerk.

Approved July 19, 1876.

JOSEPH RUSSELL, Mayor.

HOBOKEN BURIAL GROUND.

An ordinance to regulate, improve and lay out the burial ground of the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

Improving.

SECTION 1. That the Committee on Public Grounds and Buildings shall procure the burial grounds of said city to be laid out into avenues and lots, and shall cause a map to be made of the same, which map shall be filed in the city clerk's office.

Map.

SEC. 2. That the said committee are hereby empowered to lay out and improve the said cemetery; and it shall be their duty to cause the same to be enclosed by a good substantial neat enclosure, and at all times to keep such enclosure in good order and repair, and to keep and maintain the grounds in a cleanly and neat condition.

Enclosure.

Condition.

Free burial ground.

SEC. 3. That three acres of the said burial ground, free of all expenses, except the usual fee for opening graves and inspector's permit, shall be reserved for the free burial of the inhabitants of said city, upon the granting of any permit as hereinafter provided; which portion of the ground shall be selected by the said committee on public grounds and buildings.

Committee on public grounds and buildings to select.

SEC. 4. That the residue of the said burial ground may be disposed of by the said committee to any person or persons for burial purposes, with the uses and privileges of the several avenues and walks in said cemetery. That the said burial ground shall be disposed of in accordance with the plan filed in the city clerk's office as aforesaid, and in accordance with the rules and regulations governing said cemetery.

Sale of lots.

Sec. 5. That any person or persons upon application to the said committee or superintendent, and upon his or their paying the prices hereinafter mentioned, shall receive a deed from the city, declaring such person or persons to be entitled forever to the exclusive use of the lot in such deed described for burial purposes, subject to such regulations as have been or may be established by the said council in relation to the same.

Deed.

Price of lots.

Sec. 6. That the prices of the lots shall be as follows: For lots of the size of eight feet wide by sixteen feet in length, the sum of eighteen dollars shall be charged; and for all lots of increased dimensions, the sum of fourteen cents per square foot will be charged. For ground for a single grave with opening and closing the same, seven dollars.

Appointment of city inspector.

Sec. 7. The council of the city of Hoboken shall appoint a competent person to be known as the city inspector, who shall be superintendent of the burial ground of the city of Hoboken, and shall hold his office during the pleasure of the council.

Permit.

Fee.

Penalty.

Sec. 8. No interment or removal of the corpse of any deceased person shall be made or permitted in the city burial ground without the written permission of the said city inspector, who shall receive a fee of fifty cents for each permit granted from every person or persons making application for the same. Any person who shall violate any of the provisions of this section shall forfeit and pay twenty dollars for each and every offense, and shall stand committed to prison until said fine is paid.

Permit.

Sec. 9. No permit shall be presented for the interment of the corpse of any deceased person in said burial ground unless such person at the time of his or her decease shall have been an inhabitant of the city of Hoboken, except where dead bodies not recognized are found within the limits of the city of Hoboken that are shown by the verdict of a coroner's jury to have met their

Bodies not recognized allowed under conditions.

death by suicide,drowning,or through any violent cause, and unless the sexton, undertaker or other person applying for such permit shall present to the said city inspector a certificate signed by the attending or family physician or by a coroner, setting forth the name of the deceased person, with the age, size, residence, occupation, place of birth and cause of death of such person, and the length of time such person shall have been an inhabitant of the city of Hoboken, as near as the same can be ascertained, which certificate shall in all cases, be filed by the city inspector in the office of the city clerk.

Certificate to the city inspector.

Certificate to be filed in the city clerk's office.

Duty of the city inspector.

Register.

SEC. 10. It shall be the duty of the city inspector to designate in such permit the precise locality where such interment shall be made. He shall keep a register of the names of all deceased persons returned to him, with all the particulars contained in the certificates presented and filed as aforesaid. He shall also state in what cases permits were granted and in what cases rejected, and the precise locality of each interment.

Permits granted and rejected.

City inspector to have the charge of the ground.

SEC. 11. The said city inspector shall have the entire charge of the said burial ground in conjunction with the committee on public grounds and buildings; and shall superintend all work required by the council to be done in preparing, regulating and ornamenting the same, under the direction and supervision of the said committee.

Owners of lots.

Gates to open into the lots.

Not remove trees.

SEC. 12. The holders of lots may ornament them with flowers and shrubbery and enclose the same with chains or railing of any material but wood, not exceeding three and a-half feet in height, the gates of which shall open into the lots, but shall not remove any trees without express permission attested to by the said committee, and shall do nothing to the injury of other lots in the cemetery. The said committee are empowered to remove or trim any trees which they may

Committee empowered to remove or trim trees.

think obstruct or mar the general effect and beauty of the scenery, or that may otherwise prove injurious or dangerous.

Graves and vaults.

SEC. 13. All graves and vaults shall be dug at least six inches within the lines of the serveral lots. No vault shall be constructed or mound raised more than eighteen inches above the surface of the ground, without the written permission of said committee; nor shall any monument construction or inscription offensive to decency or propriety be placed in any lot; and if so constructed or placed therein, the same may be removed by the said committee at the cost of the person so violating this rule.

Inscription, &c.

Removal.

Material to be removed.

SEC. 14. All materials for constructing vaults, graves or enclosures and rubbish consequent thereon shall be moved from the ground by the party constructing the same within five days, and all vaults and graves shall be dug by workmen in the employment of the City Inspector. The charge for digging the grave and for making up and sodding the same shall be two dollars, which must be paid to the city inspector at the time of receiving the permit for interment; and for every foot in depth over six feet there shall be an additional charge of twenty-five cents for each foot.

Work to be done by city inspectors workmen.

Charge.

Additional charge.

Permit for interment.

SEC. 15. No interment shall take place without a permit from the city inspector, and for each and every body placed in the receiving vault a charge of seven dollars shall be made, and if such body be removed for burial in lot or grave in said cemetery within thirty days, no charge shall be made for vault fees; if not removed within three months five dollars will be retained for use of vault, and if remaining in vault at the expiration of six months, the whole amount will be retained, and the body removed to the public ground without further charge.

Charges for use of receiving vault.

SEC. 16. All persons are prohibited from picking any

Rules. flowers, mutilating any tree or shrub, defacing or writing upon any monument, fence or building pertaining to the cemetery, or driving over any section of lots of said cemetery; and any person disturbing the quiet and good order becoming the place, or violating any of the Penalty. foregoing rules, will be compelled instantly to leave the premises, and thereafter excluded entrance therein, and shall also be subject to the payment of a penalty of twenty-five dollars for every such offence.

Rules. SEC. 17. All persons shall have free access into the cemetery, with or without a vehicle, observing the rules which are or may be adopted for the regulation of visitors; that no person shall be permitted to drive a vehicle into said cemetery at a faster rate than six miles Penalty. an hour, under a penalty of five dollars for every such offense.

Passed November 13, 1862.

JOHN KENNEDY, City Clerk.

Approved November 14, 1862.

JOHN R. JOHNSTON, Mayor.

RELATIVE TO DEAD BODIES.

An ordinance to prescribe the mode and manner for the removal of dead persons from the city of Hoboken, and to prevent the same without proper permit from the City Inspector.

The Mayor and Council of the city of Hoboken do ordain as follows:

No interment to be made without a permit.

SECTION 1. That no interment of any dead body of any human being shall be made in the city of Hoboken without a permit granted therefor by the city inspector, nor otherwise than in accordance therewith, and no sexton or other person shall assist in, or assent to, or allow any such interment or aid, or assist about preparing any grave or place of deposit for any such body, for which such permit has not been given authorizing the same.

Permits to be preserved and returned.

And it shall be the duty of every person who shall receive any such permit, to preserve and to return the same to the city inspector, as his regulations may require.

No burying ground to be established within the city, or opened without a permit.

SEC. 2. That no new burying ground, cemetery, tomb or vault for dead bodies shall be established, nor shall the remains of any dead human body be placed in any existing burying ground, vault, tomb or cemetery in the city, nor any of said receptacles be opened, exposed or disturbed, except according to the terms of a permit therefor given by the city inspector, and every body buried in any such place, shall be buried to a depth of six feet below the surface of the ground and four feet below any closely adjacent street.

Depth of grave.

Sextons, &c., to make returns.

SEC. 3. That every sexton and other person having charge of any burying ground, cemetery, tomb or vault in the city of Hoboken, shall, before twelve o'clock on

Monday of each week, make return to the city inspector of the bodies and persons buried since their last return, and in such form, and specifying such particulars as the special regulations of the city inspector shall require.

No removals to be allowed without permit.

SEC. 4. That no captain, agent, or person having charge of or attached to any ferry-boat, sailing or other vessel, nor any sexton, undertaker, cartman nor any person in charge of any car, stage or other vehicle or public or private conveyance, shall convey, or allow to be conveyed thereon, or by any means aforesaid, from the city of Hoboken, the dead body of any human being, or any part thereof, without a permit from the city inspector. And the proper coupon for that purpose attached to any such permit when issued shall be preserved and returned to the city inspector, as his regulations may require, by the proper officer or person on such boat or vessel, and by the proper person in charge of any train of cars or vehicle on which any such body may be carried from the sity.

Coupons to be preserved and returned.

Bodies of dead persons not to be retained or exposed.

SEC. 5. That no person shall retain, expose or allow to be retained or exposed, the dead body of any human being to the peril of life or prejudice of the life or health of any person.

SEC. 6. That every person who omits or refuses to comply with, or who resists any of the provisions of these rules will be liable to a fine of fifty dollars for each and every offense, to be recovered by an action before the city recorder.

City inspector's fees.

SEC. 7. That the city inspector shall receive the sum of fifty cents for each and every permit granted, to be paid by the person applying for such permit.

Passed July 28, 1868.

JOHN KENNEDY, City Clerk.

Approved July 29, 1868.

F. W. BOHNSTEDT, Mayor.

AUCTIONEERS AND CRIERS.

An ordinance to license and regulate auctioneers and common criers.

The Mayor and Council of the city of Hoboken do ordain as follows:

How licensed. SECTION 1. The council of said city may at any time by resolution license any person as an auctioneer or common crier in the said city, and every license shall expire on the first Monday of June thereafter. Every person receiving such license shall pay therefor the sum Price. of twenty-five dollars to be paid into the city treasury besides one dollar to the city clerk for drawing such license.

Bond. SEC. 2. Every person so licensed, shall, at the time of receiving such license, become bound by a bond with two good and sufficient surties, to the mayor and council of said city, in the sum of one thousand dollars, conditioned for the due observance of all the ordinances of said city, relating to their said business, which may be in force at any time during the continuance of said license.

Sales, how made. SEC. 3. All sales at public auction in the city of Hoboken, shall be made by a licensed auctioneer and no other person than an auctioneer appointed and licensed as aforesaid, his clerk or agent shall sell, or attempt to sell, by auction, within the limits of said city, under the penalty of twenty-five dollars for each and every offense.

Compensation. SEC. 4. No auctioneer appointed and licensed as aforesaid, shall demand or receive a higher compensation for his services than a commission of two-and-a-half per cent. upon the amount of sales made by him,

Agreement.

his clerk or agent, unless by agreement previously made with the owner, consignee or agent of the goods, under the penalty of fifty dollars for each and every offense.

Sales, where to be made.

SEC. 5. No licensed auctioneer or other person, shall sell or attempt to sell, at public auction, any goods, chattels or property of any description, whatever, in or upon any street, court-yard or side-walk in said city, without the written permission of the mayor first had and obtained, under the penalty of fifty dollars for each and every offense.

Sales by legal process.

SEC. 6. Nothing contained in this ordinance shall be construed to apply to sales made at public auction under and by virtue of legal process.

Unlicensed persons.

SEC. 7. No person shall exercise the business or occupation of an auctioneer, or of a common crier, without first having obtained a license therefor from the council of said city, under the penalty of twenty-five dollars for each and every offense.

Penalty.

Passed June 13, 1866.

JOHN KENNEDY, City Clerk.

Approved June 14, 1866.

FREDERICK B. OGDEN, Mayor.

DUTIES OF THE OVERSEER OF THE POOR.

An ordinance prescribing the duties of the overseer of the poor.

The Mayor and Council of the city of Hoboken do ordain as follows:

Overseer of the poor.

SECTION 1. The overseer of the poor shall have the exclusive care and charge of the poor in the city of Hoboken, and furnish relief to such, as in his judgment, are in circumstances to require it.

Record.

SEC. 2. He shall keep in a book to be provided for that purpose a record of the names of all applicants for relief, and those receiving relief, the amount given to each, and of all persons taken to the poor-house or placed under the care of the city physician, which list shall specify the age, sex, birth place, residence and occupation of such person, and whether married or single, citizens or aliens, whether legally chargeable to the city, how long they have resided therein, the place from whence they came, and the time of their discharge or death.

Relief.

SEC. 3. He shall receive applications from persons seeking relief, and diligently and faithfully inquire into the circumstances and condition, and shall distribute such sums of money and such quantity of fuel or food to the out-door poor as their circumstances, in his discretion, require.

Admission to poor house.

SEC. 4. No person shall be admitted into the poor house without the written permission of the overseer of the poor, and if it shall appear that the applicant for admission is legally settled elsewhere an entry thereof specifying the legal settlement of such persons shall be made in the register required by the second section of this ordinance.

Sickness.

SEC. 5. It shall be the duty of the overseer of the poor on receiving the report of the city physician of the sickness of any indigent person, to visit and inquire into the circumstances and ability of such person, and on finding him or her unable to procure medical aid at his or her own expense, he shall direct the city physician to continue his attendance as long as necessary.

Salary.

SEC. 6. The overseer of the poor shall be paid for his servives the annual sum of two hundred and fifty dollars, in equal quarterly payments.

Passed October 12, A. D. 1855.

SAMUEL W. CAREY, City Clerk.

Approved October 20, A. D. 1855.

C. V. CLICKENER, Mayor.

An ordinance to regulate the duties of the overseer of the poor.

The Mayor and Council of the city of Hoboken do ordain as follows:

Oversees of poor to receive an order in writing from the committee on alms.

SECTION 1. That whenever any person shall make application to the overseer of the poor for relief, that said overseer shall consult with one or more of the committee on alms of said city, who together shall examine into the state and circumstances of such persous so applying as aforesaid, and if it shall appear to such member or members of the committee on alms, that such poor person is in such poor circumstances as to deserve relief, then the said member or members of said committee shall give an order in writing to said overseer to make such allowance, weekly or otherwise, to such poor person, as he or they shall think his necessities may or shall require; which order shall be a voucher for the payment or expending of so much money by the said overseer, and shall be allowed in adjusting his accounts, but no charge or expenditure of said overseer of the poor shall be audited or allowed by the council unless upon the presentation of such voucher.

Voucher.

Folio book.

SEC. 2. That the said overseer shall be provided with a folio book, well bound, wherein the name and names of all poor persons applying for relief, and being ordered the same as aforesaid, shall be registered by him with the day and year, when they were first admitted to the relief, have weekly or other sum or sums of money allowed by the said order for their relief, and the occasion which brought them under the necessity; and no person or persons shall be entered into the said book, or receive relief from the said overseer, without such order procured as aforesaid, and in case the said

Names to be registered.

overseer shall enter into the book, and receive any such poor person or persons without such order, he shall forfeit all such money and goods paid and distributed to such poor person or persons; nor shall any allowance be made to him for the same in passing his accounts.

Penalty.

Overseer to make a return monthly.

SEC. 3. That at the end of each month, the overseer of the poor shall make out and present to the council at their first regular meeting thereafter, a full and true accounnt of all monies received and paid out by him during the month, and names of the persons relieved by him, and the amounts, whether in money or orders, severally bestowed upon them and the balance, if any, remaining in his hands at the end of the month.

Passed July 24, 1861.

JOHN KENNEDY, City Clerk.

Approved July 25, 1861.

JOHN R. JOHNSTON, Mayor.

An ordinance to amend an ordinance entitled "An ordinance prescribing the duties of the overseer of the poor," approved October 20, 1855,

The Mayor and Council of the city of Hoboken do ordain as follows:

To meet committee.

SECTION 1. That it shall be the duty of the overseer of the poor of the city of Hoboken to meet the committee on alms twice every week at such time and place as the said committee on alms may from time to time appoint.

Duties of office.

SEC. 2. He shall receive applications from persons seeking relief, and shall diligently and faithfully inquire into their circumstances and situations, and shall, under the advice and direction of the committee on alms, distribute such sums of money or such quantity of fuel or food to the poor of the city as their circumstances may require, and he shall perform such other duties as may be required of him by the committee on alms, and he shall keep a book wherein shall be recorded the name and residence of each applicant for charity, and the orders and directions relative thereto, which book shall at all times be subject to the inspection of any member of the council.

To provide for paupers, lunatics, &c.

SEC. 3. He shall take charge of all indigent sick persons, idiots and lunatics, and provide such temporary care and relief as in his judgment their circumstances may require, and shall cause inquiry to be made to ascertain their last place of legal settlement, and as soon as practicable, in case the place of legal settlement is other than the city of Hoboken, to cause them to be removed thereto.

Salary $400.

SEC. 4. That hereafter the overseer of the poor shall receive an annual salary of four hundred dollars, and

no more, as full compensation for all services required to be performed by him.

Repealed.

SEC. 5. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be, and the same are hereby repealed.

Passed October 18, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved October 26, 1870.

HAZEN KIMBALL, Mayor.

An ordinance to amend an ordinance entitled "An ordinance prescribing the duties of the overseer of the poor," approved October 20, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That hereafter the overseer of the poor shall receive an annual salary of six hundred dollars, and no more, to be paid in equal monthly payments of fifty dollars each, at the expiration of each month of service, as full compensation for all services required to be performed by him.

SEC. 2. That this ordinance shall not take effect until the term of office of the present overseer of the poor is ended.

SEC. 3. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Passed February 20, 1883.

THOMAS MILLER, Chairman of the Council.

Approved February 21, 1883.

E. V. S. BESSON, Mayor.

Attest:

C. H. MILLER, Acting City Clerk.

An ordinance respecting City Surveyors.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. There shall be nominated by the mayor or any member of the council, and appointed by the council one or more surveyors of this city, whose duty it shall be to assist the committee on streets and assessments in laying out and regulating all the streets, roads, wharves and slips of said city, and to lay out and survey all ground for the purpose of building upon, and to advise and direct concerning the same.

SEC. 2. The said surveyor or surveyors so to be appointed shall, before they enter upon the execution of the duties of said office, take an oath well and truly to execute the same.

SEC. 3. No person shall erect any building bounded by any of the public streets or avenues, on his, her, or their ground, unless the same be previously viewed and laid out by the said surveyors or one of them; nor in any other manner than they or one of them (with the advice and consent of the committee on streets and assessments), shall direct under the penalty of fifty dollars for each offence, for which service the surveyor shall receive a sum not exceeding five dollars.

SEC. 4. If any building shall project beyond the range of the street, road, or public ground, as laid down and ascertained by a city surveyor, the person erecting the same, shall, within twenty days after notice thereof is given him by a city surveyor, remove such building to the range so laid down as aforesaid, under the penalty of fifty dollars, and a further penalty of five dollars for every twenty four hours during which the said building shall be continued beyond such range.

Passed July 25, 1855.

SAMUEL W. CAREY, City Clerk.

An ordinance respecting City Surveyors.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. There shall be nominated by the mayor or any member of the council, and appointed by the council, one or more surveyors of this city, whose duty it shall be to assist the committee on streets and assessments in laying out and regulating all the streets, roads, wharves and slips of said city, and to lay out and survey all ground for the purpose of building upon, and to advise and direct concerning the same.

SEC. 2. The said surveyor or surveyors so to be appointed shall, before they enter upon the execution of the duties of said office, take an oath well and truly to execute the same.

SEC. 3. No person shall erect any building bounded by any of the public streets or avenues, on his, her, or their ground unless the same be previously viewed and laid out by the said surveyors or one of them; nor in any other manner than they or one of them (with the advice and consent of the committee on streets and assessments), shall direct under the penalty of fifty dollars for each offence, for which service the surveyor shall receive a sum not exceeding five dollars.

SEC. 4. If any building shall project beyond the range of the street, road, or public ground, as laid down and ascertained by a city surveyor, the person erecting the same, shall, within twenty days after notice thereof is given him by a city surveyor, remove such building to the range so laid down as aforesaid, under the penalty of fifty dollars, and a further penalty of five dollars for every twenty four hours during which the said building shall be continued beyond such range.

Passed July 25, 1855.

SAMUEL W. CAREY, City Clerk.

Approved July 31, 1855.

C. V. CLICKENER, Mayor.

CITY SURVEYORS.

An ordinance to appoint City Surveyors, define their duties and fix the compensation for services rendered.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the mayor and council of said city shall appoint so many city surveyors as the council shall from time to time deem necessary; and every city surveyor so appointed as aforesaid shall, before entering upon the duties of his office, execute a bond with approved sureties to the mayor and council of the city of Hoboken, their successors or assigns, in the penal sum of twenty thousand dollars conditioned for the faithful performance of the duties of his office.

Bond and sureties

Appointment.

SEC. 2. That the said surveyors shall by virtue of this ordinance be appointed by resolution of said council.

Street surveyor.

Duties of office.

SEC. 3. That one of said surveyors shall be selected by the council after his appointment and be designated the street surveyor, whose duty it shall be, in addition to the duties hereinafter numerated to be performed by the city surveyors, to examine the site of every building about to be erected within the limits of the city of Hoboken, when requested so to do by the owner or builder thereof, and to locate and mark the street line, and also to ascertain and mark the grade of the street line in front of the lot on which such building is about to be erected, and to give such owner or builder a certificate in writing that such lines are the street line and grade line of the said lot and said street, of which certificate a record shall be made and kept in the office of said surveyor, which record shall be open

Grade.

to the inspection of any city officer, for which service the said surveyor shall be entitled to charge and receive a fee of five dollars ($5.00), to be paid by the person at whose request said services were performed. Fees.

SEC. 4. That if any building which was not before located by the street surveyor shall project into the street beyond the line or range of the street or avenue whereon the same may front or be bounded, it shall be the duty of the street surveyor, by resolution of the Council, to notify the owner or builder thereof to cause the said building to be removed to the line or range of said street or avenue within six months after service of such notice, and in case the directions of said notice shall remain uncomplied with the owner or builder shall, jointly or severally, forfeit and pay the sum of twenty dollars, and a further penalty of five dollars for every twenty-four hours during which after the first conviction such directions shall remain uncomplied with. Removal of buildings encroaching on streets. Penalties to owners.

SEC. 5. That it shall be the duty of such of the city surveyors as may be requested by the appropriate committee of the Council to find and work out the line or lines of all avenues, streets, lanes, alleys, wharves and piers, and public lands or parks, and the proper grades, to fix monuments for such lines and grades, find and make the lines of all improvements to be made, and perform such other duties as may be required of them, and to suggest to the commissioners of assessments such matters as they may deem advisable in any of said improvements, and aid them on all such occosions with their professional knowledge or skill. To find lines of streets. Grades. Duties.

SEC. 6. It shall be the duty of one of the city surveyors, who shall be designated by the Council for that purpose, to superintend any street improvements; in such case he shall first make a preliminary survey of such street, and shall make a profile map of the centre Preliminary survey.

line of such street, showing the actual grade or surface line of the street as it is at the time of making said survey, and also showing the true established grade line to which the street is to be brought, and he shall also estimate the approximate amount of excavation and filling necessary for each improvement, and enter the same in figures on said map, which said profile maps shall be filed in the city clerk's office before advertising for proposals of contractors for such improvements, and the said profile map shall be a public record.

Established grade.

To file maps in city clerk's office.

SEC. 7. The said surveyor shall make an accurate cross-section in front of every lot, the elevations to be taken at every irregularity of the ground, and he shall make full and complete notes and memoranda thereof, which said notes and memoranda shall be filed with the profile map in the office of the clerk of the city and at the same time, and shall be in like manner a public record.

To file notes and memoranda.

SEC. 8. The said surveyor shall draw specifications stating fully the manner in which the work shall be done, and the quality of the materials to be used in and for such improvements, and file the same in the city clerk's office at the same time of filing the profile map mentioned in section six, which shall also be a public record.

Quality of materials for improvements.

SEC. 9. It shall be the duty of the city surveyor superintending any street improvement, at the request of the proper committee or inspector of such work, to ascertain and mark with stakes, all lines and grades necessary to be known, in order to carry on and complete said improvement according to specifications and contract, and furnish to the contractor or contractors a true copy of the specifications for such work on each improvement or contract.

To mark with stakes, lines and grades.

SEC. 10. That the fees of the city surveyors for any labors performed within the limits of said city, shall be

Fees for services.

as follows: That is to say, for surveying lands, running lines, grades, &c. per day of ten hours, for surveyor or engineer with instruments, nine dollars; for first assistant, three dollars and fifty cents; for each additional assistant, two dollars and fifty cents; for draughtsman five dollars. For locating lots in Hoboken: for one lot, seven dollars; for two lots, adjoining each other, ten dollars; for three lots adjoining each other, twelve dollars; for four lots adjoining each other, fifteen dollars; for each additional adjoining lot, one dollar; for giving grade for one lot, five dollars; for giving grade for two lots, six dollars; for giving grade for three lots, seven dollars; for giving grade to four lots, eight dollars; for each additional adjoining lot, fifty cents; for giving grade at the time of locating, one dollar per lot up to four lots, and fifty cents for each additional or adjoining lot. The preliminary and final survey in the filling of sunken lots, setting stakes, giving grades and estimate of the amount of filling required; For the first lot, ten dollars; for each additional lot, five dollars and fifty cents.

Fees on improvements.

SEC. 11. For all public work or improvements, the city surveyor's fees shall be at the following rates, viz.: On all improvements, the cost not exceeding ten thousand dollars, four per cent. On the cost over ten thousand dollars and not exceeding fifteen thousand dollars, three and a half per cent. On the cost over fifteen thousand dollars and not exceeding twenty thousand dollars, three per cent. On the amount or cost exceeding twenty thousand dollars, two per cent.

Curb-stone to be of proper grade.

SEC. 12. After any improvement is completed, the surveyor in charge, shall run a test level over the curb to ascertain if the said curb and other parts of the improvement have been brought to the proper grade, and he shall measure up on the ground all curb, gutter, flagging, paving, bridge-stone, &c., used in front of

each lot and at the intersections of streets on the line of said improvements, and he shall make full and complete memoranda of the same, and shall file the same with the city clerk, and said memoranda shall be a public record.

Penalties.

SEC. 13. That any forfeiture or penalty arising under this ordinance may be recovered before the recorder of this city in the manner provided by the city charter for other trials for breach of ordinance and the revovery of forfeitures or penalties, and the penalties so recovered to be paid into the city treasury.

Repealed.

SEC. 14. That all ordinances an parts of ordinances inconsistent herewith be, and the same are hereby repealed.

Passed August 16, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved August 17, 1870.

HAZEN KIMBALL, Mayor.

DUTIES OF THE CITY CLERK.

An ordinance defining and prescribing the duties of the City Clerk.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. The city clerk by virtue of his office is clerk of the council and of the Commissioners of Appeals, and it shall be his duty to attend the meetings of the Council and keep correct journals and minutes of the proceedings thereof, to record the same in books to be kept in his office, and to file all reports made by any committees of the Council, and all bills presented to the said Council.

Shall be clerk of the Council and keep minutes, file reports, &c.

SEC. 2. He shall have the custody and charge of the city seal and shall cause it to be affixed to such instruments and writings as he may be authorized to do by any ordinance or resolution of the Council, or as may be necessary to exemplify any document or record in his office, or to certify any act or paper which from the records in his office shall appear to have been a public act of this corporation or a public document. He shall not affix the said seal or cause or permit it to be affixed to any instrument or writing or other paper except as in this section provided, unless required to be so by some statute of the State.

He shall have charge of the city seal.

SEC. 3. He shall have the custody and charge of, and shall safely keep, all records, documents, papers and maps in proper files in his office, except such as shall pertain to the business of any other department or office, or to be transferred thereto by order of the Council.

SEC. 4. He shall cause all resolutions and ordinances passed by the Council to be carefully and fairly en-

Resolutions and ordinances to be engrossed.

grossed in books to be provided for the purpose, within ten days of the passing thereof, respectively, together with all assessments referred to the council for confirmation and adoption, and shall record at length in a book to be provided for that purpose all official bonds.

Publication of ordinances.

SEC. 5. He shall, upon the final passage of any ordinance, prepare a copy of such as require a publication under the city charter or by the provisions of such ordinance, and cause the same, properly attested, to be published in the corporation newspaper, and shall procure and file in his office the requisite proofs of such publication.

Ordinances to be submitted to Mayor.

SEC. 6. He shall, without delay present to the mayor for his approval every ordinance or resolution passed by the council duly certified, and as soon as practicable after final action shall be had in the passage of any special ordinance or resolution notify the department or officer of the city to whom such ordinance or resolution may refer of the passage of the same, and he shall deliver to all committees such resolutions and communications as may be referred to them by the council.

Notify officer of the passage of an ordinance.

Notices to members and other persons.

He shall issue notices to the respective members of the different committees of the council and to all persons whose attendance may be required upon such committee, when requested so to do by the chairman thereof, to be served by the Seargent-at-arms of the council.

Licenses.

SEC. 7. He shall countersign all licenses granted by the mayor and council under the charter and ordinances of the city, and shall receive all monies paid for the same. He shall keep an account of all licenses in a book provided for that purpose, which shall be styled and known as the "License Book." He shall deliver no licenses to the person to whom it is granted until such person pays to him the fees required by the council for such license, and signs a receipt for such license in said license book.

SEC. 8. He shall enter in a book to be provided for that purpose the names of all persons from whom he may receive monies for the city, the time when received, the amounts so received and the objects thereof, and shall render a faithful and distinct account of all such monies to the council at their next stated meeting after receiving the same, which monies he shall pay over to the city treasurer immediately upon receiving the same, taking his receipt therefor. He shall keep in his office a book known as the "ledger" in which he shall open an account with every appropriation properly indexed, voted for by the people, and kept by the treasurer, and shall charge every warrant or improvement certificate issued by the city immediately after the same has been signed by the mayor, to the appropriation or fund on which it is drawn, with the number of the warrant or certificate the date to whose order it is drawn and the amount of the same. He shall immediately after receiving a certified statement from the collector of arrears of taxes or any other official of monies paid by them to the treasurer, credit the same to the different funds as specified in said statement, and immediately thereafter file the same in his office. He shall charge to the appropriate accounts all interest paid on warrants or certificates paid by the treasurer whenever the same shall be reported to him by said officer. He shall render to the council, whenever required to do so by resolution, a statement showing the true condition of every account kept in said ledger.

Account of money to be kept in a book.

Ledger.

Render a statement.

SEC. 9. He shall keep the city clerk's office open daily, and be there in attendance from the hours eight o'clock till twelve o'clock in the morning and six to nine in the evening, during which hours he shall allow any person or persons to examine all books and papers belonging to the council without any expense, unless copies thereof be required; for which copies he shall be entitled

Office hours.

Examining books and papers.

to receive from the person demanding the same the sum of ten cents per folio.

SEC. 10. He shall attend the meetings of the commissioners of appeals in cases of taxation, shall keep correct records of the proceedings thereof, and file the same in his office; he shall also file in his office all affidavits presented to the said commissioners of appeals. He shall report to the council at their first stated meeting after the said commissioners shall have finished their duties, a statement of all taxes diminished or increased by them, showing the name of each person against whom such increase or diminution shall have been made, together with each separate amount so increased or diminished.

Commissioners of appeals.

Report to the council.

Passed May 23, 1861.

JOHN KENNEDY, City Clerk.

Approved May 24, 1861.

JOHN R. JOHNSTON, Mayor.

ASSISTANT CITY CLERK.

An ordinance to appoint an assistant city clerk of the city of Hoboken, and to prescribe his duties.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the council shall have power by resolution to appoint an assistant city clerk of the city of Hoboken.

SEC. 2. That it shall be the duty of the assistant city clerk to attend the city clerk's office from eight o'clock in the forenoon to four o'clock in the afternoon, and that dnring that time he shall do and perform such work in said office as shall be assigned to him by the city clerk or by the council. Defining duties.

SEC. 3. That the assistant city clerk shall also attend all council and committee meetings of said council unless excused from such attendance by the chairman of the council.

SEC. 4. That the assistant city clerk shall be required to give bond with two sufficient sureties to be approved by the mayor and council of the city of Hoboken in the sum of two thousand dollars conditioned for the due and faithful performance of the duties of his office; and that he shall not enter upon the duties of his office until the said bond is filed and approved as aforesaid. Bond $2,000.

SEC. 5. That the assistant city clerk shall receive a salary of one thousand dollars per annum to be paid in equal monthly payments. Salary $1,000.

Passed June 22, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved June 21, 1870.

HAZEN KIMBALL, Mayor.

An ordinance to amend "an ordinance to prescribe the duties of collector of taxes" approved July 6, 1855.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. The collector of taxes shall keep a cash book containing the amounts collected, from whom received, the date of their receipt, the number of each bill paid, where the party resides, the various purposes for which said taxes were assessed, and the amount of each item, the amount deducted by the commissioners of appeal, in cases of taxation, the statement for each ward shall be kept separate from the others in said book and said collector shall add together the sums contained in each column and place such aggregate sum at the foot of each column through every page.

SEC. 2. The said collector shall keep a delinquent book which shall contain the names of the delinquents, their residence, the number of their bills, and the amount thereof, and the amount deducted by the commissioners of appeal. The delinquents in each ward shall be placed together and kept separate from those in the other wards, and the said collector shall add together the sums contained in each column and place such aggregate sum at the foot of each column through every page.

SEC. 3. The said collector shall as soon as he receives the assessors books ascertain from the city clerk the several deductions and alterations made in the assessment by the commissioners of appeal and shall note the same on the assessors books in the proper column opposite each bill and he shall also add together the amounts in each column of taxes paid, taxes in arrears, and also the deductions made by the commissioners of appeal and place the same at the foot of each column in the assessors books.

SEC. 4. That the said collector whenever the amount of taxes, collected by him shall amount to the sum of ten thousand dollars shall immediately pay over the same to the officer entitled to receive the same.

SEC. 5. That the said collector shall whenever a tax bill is paid mark upon it the date when the same is paid.

SEC. 6. That for a neglect, or failure or refusal to perform any of the duties imposed on him by this ordinance he shall forfeit and pay the penalty of fifty dollars for each and every such neglect, failure or refusal.

Passed May 23, 1866.

JOHN KENNEDY, City Clerk.

Approved May 24, 1866.

FRED. B. OGDEN, Mayor.

A supplement to an ordinance entitled "An ordinance defining the duties of the collector of assessments and providing for the collection of the same," approved July 1st, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the compensation to be received by the collector of assessments for collecting any assessments for improvements in the city of Hoboken shall be on all assessments the aggregate amount of which shall be one thousand dollars or under two per cent.; and on all assessments the aggregate amount of which exceeds one thousand dollars and not over five thousand dollars one and one half of one per cent.; and on all assessments the aggregate amount of which shall be over five thousand dollars one per cent.; which said fees and per centage the said collector of assessments shall have power and authority to add to the said assessments and collect the same to and for his own use; provided, the same has not previously included in and assessed upon the property by the commissioners of assessments and the collector of assessments shall receive no fees or perquisites except the said per centage on moneys collected by him.

SEC. 2. That the ninth section of the ordinance to which this is a supplement and all other ordinances or parts of ordinances inconsistent with this ordinance be and the same are hereby repealed.

Passed June 14, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved June 16, 1870.

HAZEN KIMBALL, Mayor.

DUTIES OF THE COLLECTOR OF REVENUE.

An ordinance prescribing the duties of the collector of revenue.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the collector of revenue of the city of Hoboken shall, before entering upon the duties of his office give bond to the city in its corporate name in the sum of seventy thousand dollars, and with such freehold security as the mayor and council may approve, conditioned for the true and faithful performance of the duties of said office of collector of revenue of the city of Hoboken, and shall also, before entering upon the duties of his said office take and subscribe an oath of office in the manner and to the effect as in and by the charter of said city required before the person in said charter mentioned, and in default thereof within the time limited by said charter for that purpose his said office shall thereby become vacant as by said charter prescribed.

SEC. 2. That it shall be the duty of the collector of revenue to receive from the city assessor the transcript or duplicate of the assessment within ten days after the same shall be made out according to law and the ordinance of the mayor and council, and he shall annually on or before the first day of November in each year give notice by advertisement, to be published in the same papers in which the proceedings of the council are published, for at least one week, and to be set up in at least four of the most public places in the city of Hoboken of the said tax, and that if it be not paid on or before the twentieth day of December, the names of delinquents and unpaid taxes will be returned to the

city clerk, to be by him laid before the council at their next meeting thereafter.

SEC. 3. The collector of revenue shall within sixty days after the receipt of the transcript or duplicate of the said assessment demand payment of the tax or sum assessed on each individual in the city, in person or by notice left at his or her place of residence, and also at the same time give notice of the time and place of the meeting of the commissioners of appeal.

SEC. 4. The collector of revenue shall be required to make out two returns of delinquent tax payers, one of which shall be called a duplicate, which shall be filed by the city clerk in his office; said returns to be entered in books properly bound and ruled, which books and the statements therein contained shall be verified by the oath or affirmation of said collector of revenue.

SEC. 5. That it shall be the duty of the collector of revenue to receive the book of delinquent tax payers when ordered to be returned to him by the council, and to proceed to collect the same according to law.

SEC. 6. That whenever the collector of revenue pays over to the city treasurer any monies it shall be his duty to deliver to said treasurer a statement showing the fund or appropriation to which the said monies should be credited. He shall also, on the first Monday of each month, deliver to the city clerk a certified statement of all monies belonging to the city, the county of Hudson, or the State of New Jersey, received by him during the preceeding month, which statement shall contain the amounts so received, and the respective funds to which the same should be credited.

SEC. 7. That in addition to his other duties it shall be the duty of the collector of revenue to countersign all warrants for the payment of money issued by the

mayor and council of the city of Hoboken and to keep an account book, to be provided for that purpose wherein each warrant shall be charged to the particular fund upon which it is drawn, and on the first Monday of each month he shall send to the council a report in writing, showing the amount of appropriation and the amount of actual cash in the hands of the city treasurer belonging to each particular fund, and also the total amount of warrants that have been drawn on each particular fund, and also the balance of each particular fund remaining unappropriated.

SEC. 8. The collector of revenue shall keep a cash book containing the amount collected, from whom received, the date of the receipt, the number of each bill paid, where the party resides, the various purposes for which said taxes were assessed, and the amount of each item, the amount deducted by the Commissioners of appeal in cases of taxation, and the statement for each ward shall be kept separate from the others in said book, and said collector shall add together the sums contained in each column and place such aggregate sum at the foot of each column through every page. The said collector of revenue shall keep a delinquent book, which shall contain the names of the delinquents, their residence, the number of their bills, and the amount thereof, and the amounts deducted by the commissioners of appeal. The delinquents in each ward shall be placed together and kept separate from those in the other wards, and the said collector shall add together the sums contained in each column, and place such aggregate sum at the foot of each column through every page.

SEC. 9. The said collector of revenue shall, as soon as he receives the assessor's books, ascertain from the city clerk the several deductions and alterations made in the assessment by the commissioners of appeal in

cases of taxation, and shall note the same on the assessor's books in the proper column opposite each bill, and he shall also add together the amounts in each column of taxes paid in arrears, and also the deductions made by the commissioners of appeal, and place the same at the foot of each column in the assessor's books.

SEC. 10. That the said collector of revenue shall, whenever the amount of taxes collected by him shall amount to the sum of ten thousand dollars, immediately pay over the same to the officer entitled to receive the same.

SEC. 11. That the said collector of revenue shall, whenever a tax bill is paid, mark upon it when the same is paid.

SEC. 12. It shall be the duty of the collector of revenue to receive from the council the list and account of the unpaid water rents, and proceed to collect the same according to law. And he shall charge interest thereon at the rate of twelve per cent. per annum from the twentieth day of December next preceding the time the same comes to his hands, and also five per centum for collections, and the amount of such arrears of water rents and interest thereon when collected, he shall pay forthwith to the treasurer of the board of water commissioners, and shall take a voucher for the payment thereof, which he shall forthwith exhibit to the city clerk, and shall at the same time leave with the city clerk a duplicate thereof, to be filed, and the said five per cent. for collection, when collected by the collector of revenue, he shall pay over to the city treasurer, to be placed to the salary on contingent fund.

SEC. 13. It shall be the duty of the collector of revenue on the first day of May, succeeding the time when the certified list of the water rents and penalties

remaining unpaid shall have been delivered to him, to make out and deliver to the city clerk a certified copy of all water rents and penalties remaining unpaid at that date.

SEC. 14. The collector of revenue shall be further charged with the duty of collecting all assessments which may be made and duly confirmed by the council, according to the provisions of the city charter for opening, altering, widening, filling up, grading, altering the grade of, refilling, guttering, flagging and paving streets, filling sunken lots, and for all and every public improvement made in the manner provided by law.

SEC. 15. That immediately after any assessment is confirmed by the mayor and council the said assessment shall be placed by the city clerk in the hands of the said collector of revenue, who shall forthwith demand the payment of the sums due thereon from the persons who are by law required to pay the same and shall open an account with the same in books to be provided for that purpose, he shall also prepare a condensed recapitulation of the same, and cause to be transcribed into a book, to be called the Record of Assessment, containing the name of the street on which each lot is situated, with the street and assessment, number of each lot, the name of the person to whom it is assessed, the dimensions of each lot, the amount of assessment to each lot, and the total thereof, and the time of confirmation; said book shall also contain marginal blanks opposite each name for date of payment of principal and interest, to be filled in when collected; he shall within sixty days from the date of receiving the said assessment cause a duplicate of the said condensed recapitulation to be made containing the amounts which he may have received, together with the name of the delinquents and the amounts due from them respectively, to which shall be attached an affidavit that the

items therein named are true, and that payment thereof had been duly demanded as hereinbefore directed, and deliver the same to the city clerk. All moneys by him collected on any assessment so placed in his hands shall be paid over by him to the city trersurer.

SEC. 16. It shall be the duty of the collector of revenue in case any assessment named in the fifteenth section of this ordinance, shall remain unpaid for thirty days after confirmation thereof by the council, and the parties owing the same shall be willing to make the payment thereof at any time before the real estate shall be advertised for sale, to collect in addition to the amount of such assessment, interest to be computed at the rate of twelve per cent. per annum, from the time of confirmation of such assessment until the same be paid.

SEC. 17. That it shall be the duty of the collector of revenue to prepare lists of arrearages of taxes, assessments for opening or improving streets, assessments for sewers and water rents, for advertisement in the corporation newspaper of the sales of real estate, and also to prepare the schedule necessary to a sale of any of the lands, tenements and real estate of any of the delinquents, and place the same in the hands of the city clerk at least three days before the time appointed for sale, and that the said list in this section first above named shall contain an accurate description of such lands, tenements and real estate, as the same are assessed to each of the owner thereof, with the name of the person to whom it is assessed and the name of the reputed owner, the number of the lot and block, the name of the street on whom said lot fronts or along which the same may extend, the size of the lot and the amount of tax assessment or water rent for which the same may be ordered sold.

SEC. 18. That in case all the amounts shall not be

paid on any assessment for taxes, assessment for improvements, services, or water rents above mentioned, and the same shall be advertised as the city charter requires, it shall be the duty of the said collector of revenue, and he is hereby authorized to collect the unpaid assessments on the property advertised by adding interest at the rate of twelve per centum per annum, and costs incurred and to enter such collection in the records of assessments in the manner provided by this ordinance until within six days of every such sale.

SEC. 19. That it shall be the duty of the collector of revenue, in addition to the requirements herein before set forth, to answer and obey all and singular the direction of any resolution of the mayor and council to him directed in relation to the revenue of the city, or papers or copies of papers which may be or remain in his custody.

SEC. 20. The said collector shall occupy such office for the transaction of his business as may be from time to time assigned to him by the mayor and council, and his said office shall be kept open from ten o'clock to twelve o'clock in the forenoon, and from two o'clock to four o'clock in the afternoon of each day during which time he shall attend here, in order to transact the duties pertaining to his said office; provided the last mentioned clause shall not be held to apply to the month of November, during which time he shall be engaged serving notices, as required by the third section of this ordinance; and provided further, that from the tenth day of December to the twentieth day of the same month, in every year, his said office shall be kept open from nine o'clock in the morning until nine o'clock in the evening of each day, for to receive such moneys as may be offered in payment of taxes.

SEC. 21. That for neglect or failure or refusal to perorm any of the duties required or imposed upon him

by this ordinance, the collector of revenue shall forfeit and pay a penalty of fifty dollars for each and every neglect, failure or refusal.

SEC. 22. That said collector of revenue shall at least once every week and as much oftener as may be necessary, to comply with the eleventh section of this ordinance, pay over all monies by him collected to the officer entitled to receive the same.

SEC. 23. That all ordinances and parts of ordinances in any way inconsistent or conflicting with this ordinance be, and the same are hereby repealed.

Passed December 19, 1871.

PETER McGAVISK, Chairman of Council.

Approved December 20, 1871.

FREDERICK L. SCHMERSAHL, Mayor.

Attest:

FREDERICK E. ROWALD, City Clerk.

DUTIES OF THE CITY TREASURER.

An ordinance prescribing the duties of the city treasurer.

The Mayor and Council of the city of Hoboken do ordain as follows:

Duties.

SECTION 1. The treasurer shall receive, safely keep and disburse, under the direction of the council, all monies belonging to the city, he shall keep an accurate account of all receipts and payments and make a return thereof to the council at their first regular meeting in each month, and shall receive such compensation for his services as shall be fixed by the ordinance providing for the payment of salaries.

Bond.

SEC. 2. Before entering upon the duties of his office the treasurer shall execute a bond to the mayor and council of the city of Hoboken with two sufficient sureties, to be approved by the said council in the penal sum of ten thousand dollars, conditioned for the faithful performance of the duties of his office and for the safe keeping of the money.

Cash book and duplicate.

SEC. 3. He shall keep a cash book in which he shall enter under the appropriate heads an accurate account of all receipts and expenditures and shall furnish for the use of the council and finance committee a duplicate of the same on the first meeting of each month.

Monies to be deposited in bank.

SEC. 4. The treasurer shall forthwith deposit all monies which he may from time to time receive in such one or more banks as the council may direct, and if no such direction be given, then in such bank as he shall select.

Warrants.

SEC. 5. No money shall be paid out of the treasury except on warrants signed by the mayor and city clerk.

Check book and mode of keeping.

SEC. 6. He shall keep a check book on the bank or banks in which the city deposits are made, and in the margin of said book opposite each check that shall be drawn, the amount drawn and for what purpose, and shall furnish the council the first meeting of each month with the bank and check books belonging to the city or his department, with the exact balance in the bank noted in the margin of the check book, together with the amount of cash in his hands.

Clerks to order.

SEC. 7. He shall pay with his official check to the order of the person in whose favor it shall be drawn, all warrants on the treasury.

Amount of monies raised by tax or loan.

SEC. 8. He shall make a full, true and accurate account of all monies raised by tax or loan for the use of the city since the last annual election, and of the application and expenditure of the same, and deliver said account to the council not more than thirty nor less than twenty days before the charter election, to be filed in the city clerk's office, and published in the corporation paper prior to such election, and on rendering such account he shall deliver over his vouchers for the same to the city clerk.

Redemption money.

SEC. 9. He shall receive the redemption money for the sale of property sold for taxes and assessments, on the clerk's certificate of the amount to be paid, countersigned by the city clerk.

Passed June 11, A. D. 1855.

SAML. W. CAREY, City Clerk.

An ordinance to amend an ordinance entitled an "ordinance prescribing the duties of city treasurer" passed June 11, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The city treasurer shall keep in his office a book known as the ledger, in which he shall open an account with every appropriation or fund, in favor of which he shall receive any money, and immediately upon paying the amount of any warrant or improvement certificate, he shall charge the same to the appropriation or fund on which it is drawn, with the number of the warrant or certificate, the date, to whose order it is drawn, and the amount of the same. He shall report to the city clerk at the end of each month, all interest paid by him upon any warrant or certificate, stating therein to what particular fund the same should be charged.

To keep a ledger.

Report to the city clerk.

SEC. 2. That the city treasurer shall at the end of every three months, from the first Monday in May, make out and present to the council at its first regular meeting thereafter, a full and detailed report of all the receipts and disbursements of the treasury during the quarter. Such report shall contain particularly the names of all persons from whom monies have been received by him, the time when received, the amounts so received, and for what purpose, or on what accounts the several amounts received by him were paid respectively and such other particulars as may be necessary to complete the said report.

Report to the council every three months.

SEC. 3. If any officer or employee of the city or other person, shall neglect to report or pay over to the city treasurer any moneys belonging to the city as re-

City treasurer to report neglect of officers to pay over.

quired by the charter and ordinances of the city or otherwise, it shall be the duty of the city treasurer to report the same to the council without delay.

Passed April 17, 1862.

JOHN KENNEDY, City Clerk.

Approved April 14, 1862.

JOHN R. JOHNSTON, Mayor.

An ordinance to amend an ordinance entitled "An ordinance prescribing the duties of city treasurer," passed June the eleventh, A. D., eighteen hundred and fifty-five.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That it shall be the duty of the city treasurer to keep open his office at the City Hall in said city, and to attend therein from ten o'clock in the forenoon to twelve o'clock noon on Monday, and from ten to twelve A. M., and from seven to nine P. M. on Thursday, of each week, for the purpose of transacting the business of his said office.

SEC. 2. That before entering upon the duties of his office, the said treasurer shall execute and deliver a bond to the mayor and council of the city of Hoboken, with two or more sufficient sureties, to be approved by the said council in the penal sum of two hundred thousand dollars, conditioned for the faithful performance of the duties of his office and for the safe keeping of all monies which may come to his hands as city treasurer of said city.

SEC. 3. That all ordinances and parts ordinances inconsistent with the provisions of this ordinance be, and the same are hereby repealed.

Passed May 3, 1872.

JOHN R. McCULLOCH, City Clerk.

Approved May 4, 1872.

F. L. SCHMERSAHL, Mayor.

DUTIES OF THE HEALTH WARDEN.

An ordinance creating the office of Health Warden and to prescribe his duties.

The Mayor and Council of the city of Hoboken do ordain as follows:

Time of office.

SECTION 1. That there shall hereafter be a health warden in the city of Hoboken, who shall hold his office until the first Monday in May following his appointment, unless he is sooner removed by the said council.

Bond.

SEC. 2. The health warden, before entering upon the duties of his office shall execute a bond to the corporation, with two good sureties, to be approved by the council and filed in the office of the city clerk, in the penal sum of one thousand dollars, conditioned for the faithful performance of the duties of his office.

Nuisance.

SEC. 3. It shall be the duty of the health warden, to take all necessary measures to ascertain every nuisance which may exist in the city, and to examine or cause such nuisance to be examined and forthwith to be removed.

Nuisance, manner of abatement.

SEC. 4. He may direct by an order, in writing, any nuisance or offensive or unwholesome matter or substance to be removed, corrected or abated within and before a certain time therein to be expressed, and he may also designate therein, if necessary, the manner of correcting, removing, abating or altering the same, and the place to which the same shall be removed, a copy of which order shall be served personally, upon the person in possession or some person of mature years in the occupation thereof, or in case of vacancy, by posting the same in some conspicuous place on the premises; and it shall be the duty of the owner of said

Order, on whom served.

premises, and the person in possession thereof, to remove, correct or abate the same.

SEC. 5. Any person, refusing or neglecting to obey the said directions or order as mentioned in the last preceding section, at or before the expiration of the time mentioned in the said order, or neglecting or refusing to obey any or either of the directions of said order, shall forfeit and pay for every such offence, the sum of twenty-five dollars. Neglect or refusal. Penalty.

SEC. 6. In case of the neglect or refusal of any person to comply with the order so given, as mentioned in the third section, the said health warden may cause the nuisance or matter or substance therein mentioned, to be forthwith removed or abated, and the person or persons whose duty it was to remove the same, shall be chargeable severally and respectively with the expense of such removal as a further penalty, in addition to the penalty before mentioned. Neglect or refusal. Additional penalty.

SEC. 7. The health warden shall and may, upon the complaint of any person or persons, when he has reason to think that there may be any nuisance existing in any place in said city, from time to time enter into and upon any premises between sunrise and sunset of any day, and examine any building, cellar, lot of ground, alley, sink, vault, cesspool or privy, within the limits of said city, and if he finds in any building, cellar, lot of ground, alley or vault, any nuisance or unwholesome matter or substance, it shall be his duty to notify in writing, the owner or occupant of said premises, to remove or abate the same within twenty-four hours from the service of said notice; and if he finds that any sink, cesspool or privy requires to be emptied and cleaned, it shall be his duty, to notify, in writing, the owner or occupant of said premises, to have the same emptied and cleaned within five days from the service of the notice; in case of the neglect or refusal of any person to Complainants. Examine. Time. Notice. Time

comply within the time specified with the order so given, the said health warden may cause the nuisance or matter or substance therein mentioned, to be forthwith removed, abated or emptied, and the person or persons whose duty it was to remove or empty the same, shall be chargeable severally and respectively with the expenses of such removal, as a further penalty in addition to the penalties mentioned in section three of this ordinance.

Removal.

Additional penalty.

Power.

SEC. 8. The said health warden shall have power, and it shall be his duty, to stop, detain, examine and by order to direct to be stopped, detained and examined for the purpose of preventing the enterance of any pestilence or infections disease in the city, every person coming from any place infected or believed to be infected with such disease, and if he deems it necessary for the health of said city, he may prevent such person entering or coming into said city, and if said person is already in said city, he may remove the said person without the limits of said city, or place him in such hospital or other sanitary institution as he may deem best for the health of said city. He may cause any person who shall be suspected, by any practicing physician in said city, of being infected with any such disease, to be removed to such hospital or institution as aforesaid. He shall remove from said city, or cause to be disinfected or distroyed, any furniture, wearing apparel, goods, wares or merchandise, or article of property of any kind, landed or stored in said city, which shall be suspected by him of being tainted or infected with pestilence, or which shall be, or be likely to pass into such state as to generate or propagate disease. Every person who shall be served by said health warden with a notice requiring him or her to comply with any of the provisions of this section, and who shall therefore neglect or refuse to obey or to comply with the same, shall forfeit and pay for each and every offense twenty-five dollars.

Persons infected with disease.

Disinfected goods, &c.

Notice.

Neglect or refusal.

Penalty.

SEC. 9. It shall be the duty of said health warden from time to time to report to the council of said city, any additional measures necessary to be taken by the said Board, for the protection and maintenance of the same, and especially in relation to the introduction and spread of any infectious or pestilential disease. Report. Council.

SEC. 10. That any person who shall obstruct, molest, disturb, or hinder the said health warden in the discharge of any duty mentioned in this ordinance, shall forfeit and pay the sum of twenty-five dollars for each and every offence. Interference. Penalty.

SEC. 11. That the said health warden shall at all times be under the control and directions of the committee on public health. Committee on public health.

SEC. 12. That said health warden shall receive for his service the sum of three hundred dollars per annum, payable in equal quarterly payments. Salary.

SEC. 13. That all ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed. Repeal.

Passed June 13, 1866.

JOHN KENNEDY, City Clerk.

Approved June 14, 1866.

FREDERICK B. OGDEN, Mayor.

A supplement to an ordinance entitled "An ordinance creating the office of health warden and to prescribe his duties," approved June 14, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That nothing in the ordinance to which this is a supplement, shall be so construed as in any way to impair, diminish or abrogate any of the powers or duties of the Street Commissioner vested in or devolving upon him previous to the passage of the ordinance to which this is a supplement.

Passed August 28, 1867.

JOHN KENNEDY, City Clerk.

Approved August 29, 1867.

F. W. BOHNSTEDT, Mayor.

A supplement to an ordinance entitled "An ordinance creating the office of health warden, and to prescribe his duties," approved June fourteenth, eighteen hundred and sixty-six.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That every nurse or physician who shall or may be called, or employed to take care of or prescribe for any person or persons infected with any pestilential, infectious or contagious disease in the city of Hoboken, shall within twenty-four hours thereafter, report the name, or names and place or places of residence or abode of such person or persons so infected, and also the nature of the disease with which such person or persons are infected, to the health warden of the city of Hoboken.

SEC. 2. That every nurse or physician who shall or may be called, or employed to nurse, or take care of, or prescribe for any person or persons infected with any pestilential, infectious or contagious disease in said city of Hoboken, and shall neglect, or refuse to report the same as directed by the preceding section of this ordinance, shall forfeit and pay a penalty of twenty-five dollars for each and every offence.

SEC. 3. That upon receiving such report, it shall be the duty of the health warden, to inquire into the condition of such person or persons so infected as aforesaid, and, under the direction of the committee on public health, to take such action in the matter as may be deemed necessary for the public safety.

SEC. 4. That all ordinances and parts of ordinances

inconsistent with this ordinance, be and the same are hereby repealed.

Passed June 27, 1871.

PETER McGAVISK, Chairman of Council.

Approved June 29, 1871.

F. L. SCHMERSAHL, Mayor.

Attest:

FREDERICK E. ROWALD, City Clerk.

DUTIES OF CITY PHYSICIAN.

An ordinance providing for the appointment of a city physician and defining his duties.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. There shall be appointed by the council an officer to be called city physician. No person shall be appointed city physician who has not been a resident and physician in regular practice within the limits of the city of Hoboken at least twelve months next preceding such appointment. Appointment of city physician and qualifications.

SEC. 2. It shall be the duty of the city physician to visit and render the necessary professional aid and skill, and furnish all medicines required, to all indigent persons and paupers residing in the city of Hoboken, as may call upon him for that purpose, or such as the overseer of the poor under the direction of the committee on alms may direct. Duties.

SEC. 3. When the city physician shall be called upon to attend an indigent person, and shall deem it necessary to have such person removed to the poor house, or such other place as may be established by law for the reception of paupers, he shall notify the overseer of the poor, in writing, stating the reason for such removal, and the overseer of the poor shall immediately investigate the case, and if found necessary, with the approval of the committee, he shall cause such indigent person to be removed to the poor house, or other place established by law for the reception of paupers. Duties. Overseer of the poor.

SEC. 4. It shall be the duty of the city physician to render to the council, quarterly, on the first days of May, August, November and February (the first regular

Quarterly statement.

meeting thereafter), in each year, a statement containing the name, age, condition, married or single, residence, nativity, whether citizen or alien, disease and termination of the disease, of each pauper or indigent person attended during the lost preceding quarter.

Attend meetings of the committee on alms.

SEC. 5. It shall be the duty of the city physician to attend the meetings of the committee on alms, whenever notified to attend by the chairman of said committee, and to render to said committee such information and assistance as may be required, if not inconsistent with the duties of city physician.

Compensation.

SEC. 6. The city physician shall receive for his services and expenses, the sum of one hundred and forty dollars per annum, which shall cover all expenses for medicines and medical attendance furnished the poor of this city.

Removal

SEC. 7. The city physician may be removed by the council for mal-practice, or neglect of duty, or for any just cause, and shall hold his office until the first Monday in May next, after his appointment, or until a successor shall be appointed in his stead and sworn into office, unless sooner removed as aforesaid.

Term of office.

Passed November 13, 1862.

JOHN KENNEDY, City Clerk.

Approved November 14, 1862.

JOHN R. JOHNSTON, Mayor.

A supplement to an ordinance entitled "An ordinance providing for the appointment of a city physician and defining his duties," passed November 13th, 1862, approved November 14th, 1862.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section three of the ordinance, entitled an ordinance providing for the appointment of a city physician and defining his duties, passed November thirteenth, one thousand eighth hundred and sixty-two, be amended by adding to said section the following:

"And when such indigent person cannot receive proper treatment at such poor house or other place established by law for the reception of paupers, the city physician may, by direction and advice of the committee on alms, send such indigent persons to such hospital, as in the opinion of the city physician it may deem advisable; and that the expense of removing to and maintaining such indigent person at such hospital, be paid out of the appropriation for the support and relief of the poor."

SEC. 2. That all ordinance and parts of ordinances inconsistent herewith, be and the same are hereby repealed.

Passed February 10, 1880.

ROBT. H. ALBERTS, City Clerk.

Approved February 11, 1880.

E. V. S. BESSON, Mayor.

DUTIES OF CORPORATION ATTORNEY.

An ordinance to prescribe the duties of corporation attorney.

The Mayor and Council of the city of Hoboken do ordain as follows:

Law business.

SECTION 1. The corporation attorney shall have the charge of and condoct the law business of the corporation, and all other law business in which the city shall be interested when so ordered by the council, and shall

Opening streets.

have the charge of and conduct the legal proceedings necessary in opening, widening, or altering streets, and

Leases, &c.

draw the leases, deeds, contracts and other papers connected with the affairs of the city.

Advice.

SEC. 2. He shall from time to time when required, advise the mayor and council and their committees and officers respectively, upon all matters which may be submitted to him for his opinion.

Ordinances.

SEC. 3. He shall draw such ordinances as may be required of him by the council or any committee thereof.

Prepare bills.

SEC. 4. He shall, when required by the council, prepare the draft of any bills to be presented by the corporation of the city, to the legislature, for passage with a proper memorial for the passage thereof.

Prosecute and defend actions.

SEC. 5. He shall prosecute and defend, as the attorney of the corporation, all actions which may be brought by or against it, or any officer thereof, for or by reason of any matter or duty connected with or growing out of their respective offices, or in which the corporation are interested in any court in this state, including actions for violations of the ordinances of the council, or arising under the charter of the city, or under the laws of this state, in which the city is interested.

SEC. 6. He shall on the first regular meeting of the council, in the months of November and May in each year, report to the council the titles of all actions in his hands, prosecuted or defended, by him and then pending and undetermined, with such other information in respect thereto, as he may deem necessary or proper. Reports. Register.

SEC. 7. He shall keep in proper books, to be provided by the council for that purpose, a register of all actions prosecuted or defended by him, and of all proceedings had therein.

SEC. 8. The salary to be paid to the attorney to the corporation, shall be a full compensation as between him and the corporation, for all the service he may be required to render by this ordinance; he shall nevertheless be entitled to receive the taxable costs, in all actions and proceedings which may be conducted, prosecuted, or defended, by him, as such attorney. Salary. Costs.

SEC. 9. Upon the expiration of his term of office, or his resignation thereof, or removal therefrom, the attorney to the corporation, shall forthwith on demand, deliver to his successor in office, all deeds, leases, contracts, and other papers in his hands belonging to the corporation or any of its officers, and all papers in actions prosecuted or defended by him, then pending and undetermined, together with his register thereof, and of the proceedings therein, and written consent of Substitutor of his successor in all such actions then pending and undetermined. Successor. Register.

SEC. 10. He shall institute an action in any of the cases in this ordinance mentioned, when instructed to do so by the council any committee thereof, or upon the complaint of any other person, when in his judgment the public interest requires that the same shall be prosecuted. Actions.

SEC. 11. He may by and with the consent of the mayor, or the committee on laws and ordinances com-

Compromise. promise with the party complained of, either before or after an action shall have been brought, for any violation of an ordinance of the council, when the penalty does not exceed twenty dollars, and when in his judg-
Penalty. ment the public interest does not require that an action shall be prosecuted therefor.

Action. SEC. 12. In all actions which he is required to prosecute he shall appear as the attorney and counsel of the corporation.

Appeal. SEC. 13. He shall not bring an appeal in any action in which judgment shall have been given against the corporation, except by direction of the council.

SEC. 14. He shall on the first Monday in the months
Report of November and May in each year, report to the treasurer a statement under oath, of the actions instituted by him and settled before judgment, of the complaints compromised by him in which no action shall have been commenced, and of all actions prosecuted to judgment with the result thereof, whether for or against the corporation and whether an execution has been issued thereon, and if so, whether it has been collected and shall include therein a particular account,
Penalties. item by item of all penalties or other moneys, which he may have received for the corporation, and from whom they are received, respectively, and on what account, and when paid he shall also state therein, item
Fees. by item an account of officers or court fees paid by him, and on what account and when they were re-respectively paid, and shall exhibit at the foot of the account the balance thereof, whether for or against the corporation.

SEC. 15. If the account shall exhibit a balance in his hands, in favor of the corporation, he shall forthwith pay over such balance to the treasurer, and shall
Treasurer. thereupon receive from the treasurer, a voucher for the payment thereof, which he shall forthwith exhibit

to the city clerk, and shall at the same time leave with him a copy thereof. City clerks.

SEC. 16. If the account exhibit a balance against the corporation, the council upon being satisfied of the correctness thereof, shall certify the same, which shall authorize a warrant to be drawn, according to the form of the charter, for the amount of such balance. Warrants.

SEC. 17. Every officer employed by the corporation attorney to serve process in an action brought by him in the name of the corporation, shall pay to the corporation attorney all monies which he may receive, both for penalties and costs upon a judgment, and the corporation attorney shall at least, once in every month, pay every officer so employed by him, his legal fees and costs. Officers duties.

SEC. 18. The corporation attorney shall, before entering upon the duties of his office, execute a bond to the corporation, with sureties to be approved by the council, in the penal sum of one thousand dollars conditioned for the faithful performance of his office. Bond.

SEC. 19. That the corporation attorney shall be appointed by the council as provided for in the amendments to the city charter. Appointment.

SEC. 20. That the ordinance entitled "an ordinance to prescribe the duties of corporation attorney," approved the eighth day of June, A. D., eighteen hundred and fifty-five, and all ordinances and parts of ordinances heretofore passed and inconsistent with the provisions of this ordinance are hereby declared to be repealed. Repeal of ordinance.

Passed February 5, 1863.

JOHN KENNEDY, City Clerk.

Approved February 6, 1863.

SALARIES OF CORPORATION ATTORNEY AND SUPERINTENDENT OF THE COMMON SCHOOLS.

An ordinance to amend an ordinance entitled an ordinance to amend an ordinance entitled an ordinance to amend an ordinance to fix the salaries of corporation attorney and superintendent of common schools, passed February eleventh, A. D., eighteen hundred and fifty-seven, which amendment was passed June the twenty-ninth, A. D., eighteen hundred and sixty-nine.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. There shall be appointed by the council a competent person, who shall be known as the corporation attorney of the city of Hoboken, and shall hold his office until the first Monday in May next after his appointment, and after said time expires, until another shall be appointed in his place.

SEC. 2. That hereafter, the corporation attorney shall be paid the sum of twelve hundred dollars per annum, in equal quarterly payments, for services rendered the city as such officer.

SEC. 3. That the duties of said corporation attorney shall be the same as laid down and prescibed in an ordinance to prescribe the duties of corporation attorney, approved February sixth, eighteen hundred and sixty-three.

SEC. 4. That all ordinances and parts of ordinances

inconsistent with the provisions of this ordinance be, and the same are hereby repealed.

Passed May 23, 1871.

PETER McGAVISK, Chairman of the Council.

Approved May 24, 1871.

FREDERICK L. SCHMERSAHL, Mayor.

Attest:

FREDERICK E. ROWALD, City Clerk.

DUTIES OF THE SLTICE GATE KEEPER.

Amendatory, sluice gate keeper's ordinance.

An ordinance to amend an ordinance entitled "an ordinance to provide for the appointment of a Sluice Gate Keeper and defining his duties, approved July 30, 1869.

The Mayor and Council of the city of Hoboken do ordain as follows:

Repealed.

SECTION 1. That the ordinance entitled "an ordinance to provide for the appointment of a sluice gate keeper, and defining his duties," approved July 30, 1869, be, and the same is hereby repealed and that the said office be and the same is hereby abolished.

Appointment of persons to attend to sluice gates.

SEC. 2. That the council shall have power to appoint one or more person or persons to attend to the opening and closing of the sluice gates in the city of

Cost.

Hoboken, at a cost not exceeding five hundred dollars per annum.

Superintendence.

SEC. 3. That the said person or persons so appointed to attend to opening and closing said sluice gates, shall do and perform their duties under the direction of the committee on sewers.

Bonds.

SEC. 4. That the person or persons appointed to attend the said sluice gates, shall be required to give bond to the mayor and council of the city of Hoboken, in the sum of one thousand dollars each, conditioned for the faithful performance of his or their duties.

Passed Feb. 15, 1870.

JOHN KENNEDY, City Clerk.

Approved Feb. 18, 1870.

HAZEN KIMBALL, Mayor.

DUTIES OF THE WEIGHMASTER.

An ordinance to provide for the appointment of a Weighmaster, and to prescribe his duties.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. There shall be appointed by the council, a competent person who shall be known as the Weighmaster of the city of Hoboken, and shall hold his office until the first Monday in May next after his appointment. Appointment of weighmaster.

SEC. 2. The said weighmaster, before entering upon the duties of his office, shall execute to the mayor and council of the city of Hoboken, a bond in the penal sum of five hundred dollars with two sufficient sureties, conditioned for the faithful performance of the duties of his office, and for the safe keeping of all weights, measures or instruments furnished him by the council for the use of his office, or property belonging to the said city, and for the due return of the same on the requisition of the council. Bond. Duties.

SEC. 3. It shall be the duty of the weighmaster, and he is hereby authorized and required, at least once in each and every year, and as much oftener as he shall think proper to and examine all weights, measures, scale beams, patent balances, steel yards and other instruments used in weighing and measuring any article intended to be purchased or sold in the city of Hoboken. Examine weights, measures, &c.

SEC. 4. All persons using weights, measures, scale beams, patent balances, steel yards or any other instrument in weighing or measuring any article intended to be purchased or sold in the city of Hoboken, shall

Sealed and marked.

cause the same to be sealed and marked by the weighmaster. All measures of extension on counters or other fixtures, shall be marked by brass headed nail or nails of such other material and of such size as may be plainly seen and distinguished.

Penalty for unsealed and marked weights and measures.

SEC. 5. Any person, who shall in weighing or measuring any article for purchase or sale, within the city of Hoboken, use any weight, measure, scale beam, patent balance, steel yard or other instrument not sealed and marked as is required by the fourth section of this ordinance, shall forfeit and pay twenty-five dollars for every such offence.

SEC. 6. All weights, measures, scale beams, patent balances and other instruments for weighing or measuring to be sealed and adjusted by the weighmaster in the city of Hoboken, shall be made conformable to the standard of weights and measures of this State; and shall be marked by him with the initials of his name and the year in which the same is sealed and marked.

Standard.

SEC. 7. If any person shall use in the city of Hoboken, in weighing or measuring, as aforesaid, any weight, measure, scale beam, patent balance, steel yard or other instrument, which shall not be conformable to such standard, or shall use in weighing, as aforesaid, any scale beam, patent balance, steel yard or other instruments, which shall be out of order or incorrect, or which shall not balance, he, she, or they shall forfeit and pay twenty-five dollars for every such offence.

Penalty.

Exhibition of weights, &c.

SEC. 8. No person shall refuse to exhibit any weights, measures, scale beams, patent balances, steel yards, or other instruments to the weighmaster for the purpose of being examined and inspected, as aforesaid, nor shall any person in any way or manner obstruct, hinder or molest the said weighmaster in the performance

Molest.

of his duties, under the penalty of twenty-five dollars for every such offence. Penalty.

Sec. 9. The weighmaster shall be entitled to receive and demand the following fees for inspecting and examining weights, measures, scale beams, patent balances, steel yards and other instruments for weighing and measuring used in the city of Hoboken.

For every weight of fourteen pounds or upwards—three cents. Fees.

For every weight of a smaller denomination—one and a half cents.

For every liquid measure—two cents.

For every yard and dry measure—three cents.

For every scale beam, patent balance, steel yard or other instrument for weighing—three cents.

Sec. 10. All weights, measures, scale beams, patent balances, steel yards and other instruments used for weighing and measuring shall be inspected and examined at the stores and places where the same may be used; but in case they or any of them shall be found not conformable to the standard of this State, they may be adjusted, sealed and marked by the said weighmaster at the store or place where the same may be used, or they shall be sent by the owner thereof at his expense, to the office of the weighmaster for the purpose of being adjusted, sealed and marked within three days after the owner thereof shall be required so to do, in writing, by the said weighmaster, under the penalty of ten dollars for every such neglect. Weights, &c., where inspected. Penalty.

Sec. 11. It shall not be lawful for the said weighmaster to make the aforesaid charges for inspecting and examining weights, measures, scale beams, patent balances, steel yards or other instruments used for weighing and measuring more than once in each year, unless they shall be found not conformable to the standard. Weighmaster's duties.

SEC. 12. The said weighmaster shall be entitled to demand and receive the following fees for sealing and marking weights, measures, scale beams, patent balances, steel yards and other instruments for weighing and measuring used in the city of Hoboken.

For sealing and marking any scale beam, patent balance, steel yard or other instrument in the city of Hoboken, as follows:

Fees.

If the same be gauged to weigh one hundred pounds and under twelve cents, and if from one hundred pounds to two hundred and fifty pounds inclusive, twenty-five cents. From two hundred and fifty pounds to five hundred pounds inclusive, fifty cents. From five hundred pounds to one thousand pounds inclusive, seventy-five cents. From one thousand pounds to fifteen hundred pounds inclusive, one dollar. From fifteen hundred pounds to two thousand pounds inclusive, one dollar and fifty cents, and over two thousand pounds, two dollars.

For sealing and marking measures of extension on any counter or other fixture, for one yard, together with its sub-divisions so measured, sealed and marked, the sum of twenty-five cents; and for every additional yard with its sub-divisions so sealed and marked, the sum of twelve cents. The owner of such counter or other fixture shall furnish the proper nails for marking such measures. For sealing and marking all other measures of extension at the rate of twelve cents per yard, but not to exceed fifty cents for any measure. For sealing and marking every weight, three cents. For sealing and marking liquid and dry measures: For every measure under one gallon, three cents. For one gallon and over, five cents each gallon. For sealing and marking every measure of half a bushel, ten cents; and for every measure of a smaller denomination, five cents; and for every measure of one-half bushel or over, twenty-five cents.

Fees, by whom paid.

SEC. 13. The fees of the said weighmaster shall be paid by the owner or person in possession of the weights, measures, scale beams, patent balances, steel yard or other instruments used for weighing and measuring at the time the same shall be inspected and examined or sealed and marked as aforesaid; and in default thereof, such owner or person shall forfeit and pay twenty-five dollars for such default.

Penalty.

Weighmaster to have charge of city weights, &c.

SEC. 14. The weighmaster shall have charge of all the standard beams, weights and measures belonging to the city, and shall carefully keep and preserve the same; and upon the expiration of his term of office or his resignation thereof, or removal therefrom, deliver the same to his successor in office or to any person duly authorized by the council to take possession thereof.

Successor.

Passed July 16, 1863.

JOHN KENNEDY, City Clerk.

Approved July 17, 1863.

LORENZO W. ELDER, Mayor.

An ordinance to amend an ordinance, to provide for appointment of a weighmaster and to prescribe his duties, approved July 17, 1863.

The Mayor and Council of the city of Hoboken do ordain as follows:

Weighmaster's duties.

SECTION 1. That it shall be the duty of the weighmaster whenever requested by the owner or consignee of any coal, grain or other merchandize, landed and delivered at any wharf of the city of Hoboken, to weigh the same; and to deliver to such owner or consignee a certificate of the weight of such coal, grain or other merchandize, upon such owner or consignee paying to him the following fees, viz.: six cents for every ton of coal, fifty cents for every one hundred bushels of grain, and two cents for every one hundred pounds of other merchandize measured or weighed by him.

Fees.

Passed October 29, 1863.

JOHN KENNEDY, City Clerk.

Approved October 30, 1863.

LORENZO W. ELDER, Mayor.

An ordinance to amend "An ordinance to provide for the appointment of a weighmaster, and to prescribe his duties."

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That hereafter the council of said city may at any time, by resolution approved by the mayor of said city, appoint as many persons weighmasters of the city of Hoboken as they shall deem necessary; and every weighmaster appointed under this ordinance shall have the same powers and be subject to the same duties and liabilities as a weighmaster appointed under the ordinance to which this is amendatory. Appointment of weighmasters. Powers and duties.

SEC. 2. That all ordinances and parts of ordinances inconsistent herewith be, and the same are hereby repealed. Repeal.

Passed August 28, 1867.

JOHN KENNEDY, City Clerk.

Approved August 29, 1867.

F. W. BOHNSTEDT, Mayor.

A supplement to an ordinance entitled "an ordinance to provide for the appointment of a weighmaster, and to prescribe his duties," approved July 17th, 1863.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the ordinance entitled "an ordinance to amend an ordinance to provide for the appointment of a weighmaster, and to prescribe his duties," approved August 29th, 1867, be and the same is hereby repealed.

SEC. 2. That hereafter the mayor and council of the city of Hoboken may by resolution appoint as many proper and fit persons to be public weighers in said city as they shall see fit, and shall deem necessary from time to time, who shall give bonds in the sum of five hundred dollars for the faithful performance of their duties; provided, however, that nothing in this ordinance shall be held to give to such weighers, any power or authority to inspect or seal weights and measures in said city.

SEC. 3. That all ordinances and parts of ordinances inconsistent herewith, be and the same are hereby repealed.

Passed February 3, 1880.

ROBT. H. ALBERTS, City Clerk.

Approved February 9, 1880.

E. V. S. BESSON, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to provide for the appointment of a weigh master and to prescribe his duties," approved July 17, 1863.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That in lieu of the fees allowed by said ordinance the weighmaster shall charge for and receive for inspecting and examining every weight of fourteen pounds or upwards two cents.

For every weight of a smaller denomination, one cent.

For every liquid measure two cents.

For every yard and dry measure two cents.

For every scale beam, patent balance, steel yard or other instrument for weighing two cents.

For sealing and marking any scale beam, patent balance, steel yard or other instrument in the city of Hoboken, as follows.

If the same be guaged to weigh one hundred pounds and under, nine cents; and if from one hundred pounds to two hundred and fifty pounds, inclusive, eighteen cents, from two hundred and fifty pounds to five hundred pounds, inclusive, thirty five cents, from five hundred pounds to one thousand pounds, inclusive, fifty cents, from one thousand pounds to fifteen hundred pounds, inclusive, seventy five cents; from fifteen hundred pounds to two thousand pounds, inclusive, one dollar, and over two thousand pounds, one dollar and twenty five cents.

SEC. 2. That all ordinances and parts of ordinances inconsistent with this ordinance be and the same are hereby repealed: provided, that this ordinance shall not change any fees fixed by the ordinance to which

this is an amendment, except those specially enumerated in section nine, and the first three paragraphs of section twelve.

Passed April 29, 1881.

ROBT. H. ALBERTS, City Clerk.

Approved May 2, 1881.

JOHN A. O'NEIL, Mayor.

DUTIES OF POUND-KEEPER.

An ordinance prescribing the duties of the pound-keeper.

The Mayor and Council of the city of Hoboken do ordain as follows:

Pound-keeper to keep account and make returns.

SECTION 1. The keeper of the public pound shall have charge of the same, and shall keep a register of all animals impounded and an account of all fees received by him, and shall make quarterly returns of the same to the city clerk.

Animals to be impounded.

SEC. 2. All swine, horses, goats and neat cattle (except milch cows), between sunrise and sunset, running at large in this city, may be taken by any person to the public pound, to be there received and confined by the keeper or his assistant, who shall pay such person twenty-five cents for each animal so delivered; and all animals so impounded shall be held until they shall be lawfully sold or redeemed.

Fees for impounding.

Redemption fees.

SEC. 3. If the owner of any animal so impounded shall apply to the keeper for redemption thereof, and shall tender to the keeper one dollar for each animal, in addition to twenty-five cents per day for feeding such animal (except pigs of less weight than forty pounds, for which half price shall be charged), then such animal shall be delivered to the owner thereof.

Animals to be sold at auction notices of sale.

SEC. 4. All impounded animals not redeemed by the owner thereof within ten days thereafter, shall be sold at public auction, at the pound, by the keeper, to the highest bidder, on not less than twenty-four hours notice of sale, which notice, containing a brief description of the animal, shall be conspicuously posted on or near the pound, excepting that for the sale of any horse

or neat cattle, three days notice shall be given, by posting the same in printed handbills, in two public places in each ward in the city.

Avails of Sale.

SEC. 5. The pound-keeper shall, on application of the owner, pay over the avails of the sale of any animal sold, deducting therefrom the fees named in section three of this ordinance, and twenty-five cents for selling the same, together with all expenses of advertisement; and provided such avails shall not be called for within thirty days, the same shall be paid into the city treasury.

Time for opening public pound.

SEC. 6. If any person shall break or open or attempt to open the public pound, or take or let out any animal therein impounded, he, she or they so offending, shall for each offense, be subject to a fine not less than ten nor more than fifty dollars, or imprisonment in the city prison for a term not exceeding ten days.

Rescue penalty.

SEC. 7. If any person shall rescue, or attempt to rescue, any animal from the custody of any person who shall be driving or taking it to the pound, he, she or they so offending, shall, for each animal so rescued or attempted to be rescued, be punished by imprisonment in the city prison fourty-eight hours, or pay a fine of ten dollars.

Swine.

SEC. 8. It shall be the special duty of the street commissioner and the keeper of the public pound, to cause all swine running at large to be taken to the public pound.

Hog sties.

SEC. 9. No hog-sty or pen shall be placed within three feet of any lot owned by another person, without the consent of the owner or occupant, under a penalty of five dollars, and the further penalty of five dollars for every week the same shall remain in that situation, and

Penalty.

every pen or sty shall be cleaned out at least once a week, under the penalty of two dollars.

Passed July 6, A. D. 1855.

SAMUEL W. CAREY, City Clerk.

Approved July 6, A. D. 1855.

C. V. CLICKENER, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to prescribe the duties of pound-keeper."

The Mayor and Council of the city of Hoboken do ordain as follows:

Repealed milch cows.

SECTION 1. That so much and such parts of a certain ordinance entitled "an ordinance to prescribe the duties of pound-keeper," passed the sixth day of July, eighteen hundred and fifty-five, as authorized or allows, or purports to authorize or allow milch cows between sunrise and sunset to run at large in the streets of Hoboken, be and the same is hereby repealed, and that from and after the passage of this ordinance it shall not be lawful for any milch cow, or any other cow, to run at large in any of the streets of Hoboken, and that all such cows found running at large shall be liable to be impounded in the same manner as the other animals mentioned in said ordinance.

Penalty.

SEC. 2. The pound-keeper shall be subject to a penalty of five dollars for any neglect or refusal to comply with the provisions of the ordinance defining his duties.

Repealed.

SEC. 3. That all ordinances and parts of ordinances the provisions of which conflict with this ordinance be and the same are hereby repealed.

Passed June 16, A. D. 1858.

A. O. EVANS, City Clerk.

Approved June 19, A. D. 1858.

JAMES H. WILSON, Acting Mayor.

An ordinance further to amend an ordinance entitled "an ordinance relating to pound-keeper."

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That from and after the twenty-seventh day of June next, the pound-keeper of the said city shall be and he is hereby authorized to pay to each and every person who shall bring any dog to the public pound, during the continuance in force of the mayor's proclamation against dogs running at large in the public streets, the sum of one cent, and no more, for each and every dog found running at large in said city, which sum he shall be entitled to be paid out of the city treasury upon the presentation of his bill properly sworn to. And the said pound-keeper shall also be entitled to be paid from the city treasury the sum of fifty cents and no more for each dog which he may kill according to the provisions of the ordinance, to which this is an amendment, and no more. Pound keepers duties. City treasury.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed. Repeal of ordinances.

Passed May 26, 1863.

JOHN KENNEDY, City Clerk.

Approved May 30, 1863.

LORENZO W. ELDER, Mayor.

An ordinance to appoint a pound-keeper of the city of Hoboken, and to establish a public pound in said city.

The Mayor and Council of the city of Hoboken do ordain as follows:

Public pound where situated.

SECTION 1. That the mayor and council shall have power by resolution, to appoint a pound-keeper of the city of Hoboken.

SEC. 2. That the building and yard situate on the southerly side of Ferry street on the lands leased of the Hoboken Land and Improvement Company for that purpose be and the same is hereby established to be a public pound of the city of Hoboken.

Passed June 14, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved June 16, 1870.

HAZEN KIMBALL, Mayor.

A supplement to an ordinance entitled "An ordinance prescribing the duties of the pound-keeper," approved July 6th, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That all swine and goats found running at large in this city may be taken by any person to the public pound, to be there received and confined by the pound-keeper, or his assistant, who shall pay such person the sum of two dollars for each of such animals so delivered and all animals so impounded shall be held until they shall be sold or redeemed.

SEC. 2. That if the owner of any swine or goat or goats so impounded shall apply to the keeper of said public pound to redeem the same, and shall tender to said keeper three dollars for each swine or goat so impounded, in addition to the sum of twenty five cents per day for feeding such animal, then such animal or animals shall be delivered to the owner thereof.

SEC. 3. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Passed December 23, 1872.

JOHN R. McCULLOCH, City Clerk.

Approved December 24, 1872.

F. L. SCHMERSAHL, Mayor.

An ordinance to appoint a pound-keeper, to prescribe his duties and to establish a public pound in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the mayor and council shall have power by resolution to appoint a pound-keeper, who shall hold office during the pleasure of the said mayor and council and until his successor is appointed.

SEC. 2. The keeper of the public pound shall have charge of the same and shall keep a register of all animals impounded and an account of all fees received by him, and shall make quarterly returns of the same to the city clerk.

SEC. 3. All horses, goats and neat cattle running at large in this city, may be taken by any person to the public pound, to be there received and confined by the keeper or his assistant, who shall pay such person for each animal so delivered twenty five cents.

SEC. 4. If the owner of any animal so impounded, shall apply to the keeper for redemption thereof, and shall tender to the keeper one dollar for each horse or neat cattle and five dollars for each goat in addition to twenty five cents per day for feeding such animal, then such animal shall be delivered to the owner thereof.

SEC. 5. Every impounded horse or neat cattle not redeemed by the owner thereof within ten days thereafter shall be sold at public auction, at the pound by the keeper, to the highest bidder, on not less than three days notice of sale, which notice, containing a brief description of the animal shall be conspicuously posted on or near the pound.

SEC. 6. Every impounded goat which is not redeemed by the owner thereof within five days thereafter shall be sold at public auction at the pound by the

keeper and if the same do not bring a sufficient sum to pay all the expenses attending the impounding, the same shall be killed by the pound-keeper and the carcass sold to defray the said expenses of impounding.

SEC. 7. The pound-keeper shall, on application of the owner, pay over the proceeds of the sale of any animal sold, deducting therefrom the fees named in section four of this ordinance and twenty five cents for selling the same, together with all the expenses of advertising.

SEC. 8. In case of the sale of any impounded animal or animals, the said pound-keeper shall retain out of the proceeds of such sale, sufficient to pay the amount of his fees, and all charges incurred by him, on account of said animal or animals, and in case of the redemption of any animal or animals he shall retain the amount of his fees and charges and one half of the redemption fee, and in case of the killing of any goat or goats, when any surplus shall remain, after the payment of his fees and charges, from the sale of any carcass or carcasses, one half of said surplus; and in the case of the sale of any impounded animal or animals, when a surplus shall remain over, and no application for the same be made by the owner or owners as provided in section seven, one half of said surplus; which said fees, charges and moieties and none other shall be and constitute the pay and remuneration of the pound-keeper.

SEC. 9. It shall be the duty of the pound-keeper quarterly to make out and present to the mayor and council, a full and detailed report, showing the number of animals received into and discharged from the public pound during the said quarter, the particular date when each animal was so received and discharged and whether the same was redeemed, sold or killed and if redeemed how much was received by him on account of such animal, and the name of the person from whom it was received, and if sold or killed how much was paid

therefor, the name of the purchaser and the amount of the pound master's fees and charges thereon, and the balance if any remaining over and above such fees and charges and to whom paid and the balance of such moneys remaining in his hands, which balance if any, deducting the moieties as provided in the eighth section, shall, prior to making such report be paid to the city treasurer.

SEC. 10. If any person shall break or open or attempt to open the public pound or to take or let out any animal therein impounded, he, she or they so offending shall for each offence, be subject to a fine not less than ten or more than fifty dollars or imprisonment in the city prison for a term not exceeding six days.

SEC. 11. If any person shall rescue or attempt to rescue any animal from the custody of any person who shall be driving the same to the pound, he, she or they so offending shall for each animal so rescued or attempted to be rescued, be punished by imprisonment in the city prison forty-eight hours or pay a fine of ten dollars.

SEC. 12. It shall be the special duty of the street commissioner and the keeper of the public pound to cause all goats, running at large to be taken to the public pound.

SEC. 13. All ordinances or parts of ordinances inconsistent herewith, are hereby repealed.

Passed January 25, 1876.

JOHN R. McCULLOCH, City Clerk.

Approved February 2, 1876.

JOSEPH RUSSELL, Mayor.

A further supplement to an ordinance prescribing the duty of the pound-keeper, approved July 6, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the pound-keeper of the city of Hoboken shall receive the following fees:

For horses and neat cattle impounded the sum of two dollars per head, to be paid by the owner as a redemption fee.

For every goat, sheep, calf, or pig, one dollar and fifty cents as a redemption fee to be paid by the owner or claimant.

In addition, the pound-keeper shall be entitled to receive forty cents per day for feeding any animal, not exceeding ten days, to be paid by the owner or claimant.

SEC. 2. That for selling every animal the pound-keeper shall receive fifty cents, and when sale has been made the fees, costs, and allowances provided for in this ordinance, shall be deducted from the proceeds of such sale.

SEC. 3. That all other fees or allowances allowed by the ordinance to which this is a supplement, shall remain as heretofore fixed.

SEC. 4. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Passed April 18, 1882.

ROBT. H. ALBERTS, City Clerk.

Approved April 29, 1882.

E. V. S. BESSON, Mayor.

DUTIES OF THE STREET COMMISSIONER.

An ordinance prescribing the duties of street commissioner.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The street commissioner shall by virtue of his office be one of the surveyors of the city of Hoboken.

Bond. SEC. 2. The street commissioner before entering upon the duties of his office, shall execute a bond to the corporation with two good sureties, to be approved by the council and filed in the office of the city clerk in the penal sum of one thousand dollars, conditioned for the faithful performance of the duties of his office.

Report. SEC. 3. The street commissioner shall ascertain and report to the appropriate committee of the council, from time to time, what improvements or repairs are necessary to any of the streets, sidewalks, alleys, reservoirs, sewers or wells and pumps in the city of Hoboken, and the best mode of making such repairs or improvements, and shall superintend the making of the same.

Improvements, &c. SEC. 4. He shall, when required by the council, or any committee thereof, enquire into and report upon all applications to the council in relation to opening, regulating, grading, filling, re-filling, curbing, guttering, paving, re-paving and repairing streets, and alleys, building and repairing wharves and piers, digging and building wells, constructing sewers, and shall, when required by the council or any committee thereof, report a survey and plan of the work and

superintend the work for the same, when ordered to be done. Superintendence.

SEC. 5. He shall direct the removal of any article or thing whatsoever which may encumber or obstruct any street, sidewalk, alley, wharf or pier in the city of Hoboken, under the penalty prescribed by ordinance. Removal of obstructions.

SEC. 6. He shall attend to the location of buildings on lots about to be built upon and report to the attorney to the corporation all encroachments on the streets, avenues or alleys in the city. Location of building.

SEC. 7. He shall report to the council or the appropriate committee thereof, all assessments made against the corporation or awards for any proposed opening or widening of any street, avenue or alley, with the amount assessed in each case and the circumstances connected therewith. Opening and widening of streets.

SEC. 8. He shall have a general superintendence and care of all streets, alleys and public grounds of this city, and it shall be his duty to see that the same are not improperly obstructed or encumbered; that the streets and alleys are kept in good repair; that the trees and lamps are not injured or destroyed, and that nuisances or any thing of any offensive or unwholesome nature shall be removed from and not permitted therein. Superintendence of streets.

SEC. 9. He shall, with the consent and under the direction of the street committee, and at the reasonable cost of the city, repair or cause to be repaired and kept in safe and good condition, all that part of the streets used as a carriage-way which are paved with stone. Repairs to streets.

SEC. 10. It shall be the duty of the street commissioner to give the inhabitants sufficient notice designating the regular days of sweeping, on which days all ashes, filth and rubbish may be placed in the street for removal. Notice of street cleaning.

Nuisances.

SEC. 11. It shall be the duty of the street commissioner to take all necessary measures to ascertain every nuisance which may exist in the city and examine or cause such nuisance to be examined and forthwith to be removed.

Removal and abatement of nuisances.

SEC. 12. The said street commissioner, by and with the consent and advice of the committee on streets, may direct, by an order, in writing, any nuisance or offensive or unwholesome matter or substance to be removed, corrected or abated within and before a certain time therein to be expressed, which shall be for not less than three days, and not more than ten days, and he may also designate therein, if necessary, the manner of correcting, removing, abating or altering the same, and the place to which the same shall be removed, a copy of which order shall be served personally upon the person in possession or some person of mature years in the occupation thereof, or in case of vacancy by posting the same in some conspicuous place on the premises, whose duty it shall be to remove, correct or abate the same.

Penalty for non-compliance with orders of street commissioner.

SEC. 13. Any person refusing or neglecting to obey the said directions or order, as mentioned in last preceding section, at the expiration of the time mentioned in the said order, or neglecting or refusing to obey any or either of the directions of said order, shall forfeit and pay for every such offence the sum of five dollars, the same to be sued for and recovered, for the use of the city, by the city attorney in their corporate name.

Provisions in case of refusal to comply with orders of street commissioner.

SEC. 14. In case of the neglect or refusal of any person to comply with the order so given, as mentioned in the twelfth section, the said street commissioner, by and with the advice and consent of the committee on streets, may cause the nuisance or matter or substance therein mentioned, to be forthwith removed or abated,

and the person or persons whose duty it was to remove the same, shall be chargeable severally and respectively with the expenses of such removal in addition to the penalty before mentioned.

Street commissioner to enter premises and abate nuisances thereon.

SEC 15. The street commissioner shall and may upon the complaint of any person or persons, when he has reason to think that there may be any nuisance, from time to time enter into and upon any premises, between sunrise and sunset of any day and examine any building, cellar, lot of ground, alley, sink, vault, cesspool or privy, within the limits of this city, and if he finds in any building, cellar, lot of ground, alley or vault any nuisance or unwholesome matter or substance, it shall be his duty to notify in writing the owner or occupant of said premises to remove or abate the same within twenty-four hours from the service of the notice; and if he finds that any sink, cesspool or privy requires to be emptied and cleaned, it shall be his duty to notify, in writing, the owner or occupant of said premises, to have the same emptied and cleaned within five days from the service of the notice. In case of the neglect or refusal of any person to comply within the time specified with the order so given, the said street commissioner by and with the advice and consent of the committee on streets, may cause the nuisance or matter or substance therein mentioned, to be forthwith removed, abated or emptied, and the person or persons whose duty it was to remove or empty the same, shall be chargeable, severally and respectively with the expenses of such removal in addition to the penalty mentioned in section thirteen, the same to be sued for and recovered as directed in said section.

Penalty for interference with street commissioner.

SEC. 16. Any person who shall obstruct, molest, disturb or hinder the said street commissioner in the discharge of any duties mentioned in this ordinance, shall forfeit and pay the sum of ten dollars to be recovered as before prescribed.

No dirt, rubbish, &c., to be cast on the streets.

SEC. 17. No dirt, filth, ashes, or rubbish of any kind whatever, shall be at any time cast or laid in any street, alley or public ground, except on the regular days of which public notice shall be given by the street commissioner for removing the same, and then to be placed on the sidewalk in suitable vessels and before seven o'clock in the morning of such days, under the penalty of two dollars for each offence, to be paid by the occupant of the house, building or lot, from which the same was cast and the person casting the same severally and respectively each to stand committed until paid.

Books of duplicate notices.

SEC. 18. It shall be the duty of the street commissioner to keep in the office of the city clerk a book of the notices in duplicate form, in which book he shall enter the date of the notice, when served, time of complying with the same, the name of the owner or occupant, the name and number of the street, block and alley, according to assessment map describing the work to be performed.

Passed June 8, A. D. 1855.

SAMUEL W. CAREY, City Clerk.

Approved June 8, A. D. 1855.

C. V. CLICKENER, Mayor.

An ordinance to amend an ordinance prescribing the duties of street commissioner.

The Mayor and Council of the city of Hoboken do ordain as follows:

Street commissioner's duty.

SECTION 1. That in making out accounts for presentation to this council for payment, it shall be his duty to state in detail the name, number of days employed, and amounts due each and every man he may employ under the orders of the council or its appropriate committees, also the amounts of all materials with the cost of the same in detail, which he may be authorized to purchase by the council or its appropriate committees for the use of the city.

Passed February 15, 1866.

JOHN KENNEDY, City Clerk.

Approved February 16, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to repeal "An ordinance to amend an ordinance entitled an ordinance to prescribe the duties of street commissioner," approved May 28, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the ordinance passed by the council of the city of Hoboken May 26, 1858, and approved May 28, 1858, entitled "an ordinance to amend an ordinance entitled an ordinance to prescribe the duties of street commissioner," be and the same is hereby repealed.

Approved June 13, 1866.

JOHN KENNEDY, City Clerk.

Passed June 14, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend an ordinance entitled "An ordinance to amend an ordinance to prescribe the duties of street commissioner," approved February 16th, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section one of an ordinance entitled "An ordinance to amend an ordinance prescribe the duties of street commissioner," which was approved February sixteenth, eighteen hundred and sixty-six, be and the same is hereby amended by inserting after the words "appropriate committees," and before the words "also the amounts," the words for the purpose of cleaning the streets and receiving basins "of the city."

Passed June 12, 1877.

GEORGE J. DUCKER, City Clerk.

Approved June 18, 1877.

JOSEPH RUSSELL, Mayor.

An ordinance to provide for the removal or rendering safe of dangerous walls, buildings, stacks and chimneys in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. Whenever written complaint shall be made to the street commissioner of the city of Hoboken, that any wall, building stack or chimney is liable to fall or dangerous to human life it shall be the duty of said strret commissioner to immediately examine into the facts alleged in such complaint and if he shall be satisfied of their truth he shall at once serve a copy of such complaint and a notice to remove such wall, building, stack or chimney, or make the same safe, upon the owner, agent or person having control thereof, if such owner, agent or person having control thereof can be found, and it shall be the duty of such owner, agent or person having control to comply with such notice within five days at his or her own cost and expense.

SEC. 2. If such owner, agent or person having control cannot be found it shall be the duty of said street commissioner to remove or render safe any such wall, building, stack or chimney at the cost and expense of such owner, agent or person having control, which cost and expense shall be paid by the city and recovered by suit in the name of the city against any such owner, agent or person having control in any proper court.

SEC. 3. If any owner, agent or person having control shall fail or refuse to comply with the provisions of this ordinance within the time aforesaid he, or she shall be punished by fine not exceeding fifty dollars for each and every day such violation shall continue.

SEC. 4. That all ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Passed December 13, 1881.

ROBT. H. ALBERTS, City Clerk.

Approved December 14, 1881.

E. V. S. BESSON, Mayor.

SPECIAL POLICE.

An ordinance creating a special police to be known as the "Mayor's Aids."

The Mayor and Council of the city of Hoboken do ordain as follows:

Special police officers.

SECTION 1. The mayor is hereby authorized and empowered from time to time, as he shall deem proper, to appoint special police officers, and the same suspend or remove from office as he shall find necessary, who shall be designated and known as "the Mayor's aids" and shall have and exercise all the powers and duties that appertain to the office of a policeman of the city of Hoboken, subject, however, to the restrictions and regulations hereinafter provided, *provided* that the said aids shall not exceed six in number at any one time.

Instruction.

SEC. 2. They shall receive their instructions from the mayor and be governed, when their services are required, by the directions of the mayor, and in his absence by the acting mayor.

SEC. 3. Whatever duties they may or shall perform under the direction of the mayor or acting mayor shall be done without emolument or pay.

SEC. 4. All ordinances and parts of ordinances inconsistent with any of the provisions of this ordinance shall be and are hereby repealed.

Passed October 3, 1855.

SAMUEL W. CAREY, City Clerk.

Approved October 9, 1855.

C. V. CLICKENER, Mayor.

DUTIES OF THE BOARD OF EDUCATION.

An ordinance to establish a board of education and to define their duties.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The board of trustees of common schools shall meet at the school building on the first Monday in May, at 8 o'clock in the evening, and shall proceed to organize by electing one of their members as president, another as clerk, and one as treasurer, and a majority of said members shall be competent to transact the business of said board. Said board shall meet for general business at least once in each month. Meeting. Organization.

SEC. 2. The said board of education shall have the general management and control of the public schools now established and hereafter to be established in Hoboken, and of all the property therein contained or appertaining thereto, and shall have power, and it shall be their duty to make rules of order and by-laws for the government of the board, its members and committees and general regulations to secure proper economy and accountability in the school monies, to supervise, manage and govern the public schools in Hoboken, and from time to time to make all needful rules and regulations thereof, to direct the course of studies, provide in all things for the good government and management of said public schools, to purchase books, apparatus, stationery and other things necessary and expedient to enable the said public schools to be properly and successfully conducted, to keep the school building or buildings properly repaired and furnished, and to fix the number and compensation of teachers to be employed therein, and select and employ such teachers; but all Powers and duties.

Supplies.

supplies which shall be procured by said board, exceeding in amount, one hundred dollars, shall be obtained by contract, proposals for which shall be advertised for in one or more of the public newspapers.

Evening schools

SEC. 3. The board of education may provide evening schools for those whose ages or avocations are such as to prevent their attending the day schools, in such of the school houses or other buildings used for school purposes, as they may from time to time deem expedient.

Duties.

SEC. 4. It shall be the duty of the said Board of Education:

1. To examine and inspect each of the schools at least twice in each year, and oftener, if necessary, and on or before the first day of April, to make and transmit to the council a report, in writing, in which they shall set forth the condition of the several school buildings and whether any, and if any, what repairs, alterations, or modifications of those buildings seem to them necessary.

2. Whether they are kept clean and in good order.

3. In what manner they are heated and ventilated, and how effectual the means used are in producing the result desired.

4. The studies pursued.

5. The punctuality of attendance of the scholars and teachers.

6. The progress of the classes in their studies.

7. The order, attention and general appearance of each school.

8. The length of each morning and afternoon session, and the number and length of recesses allowed.

9. The number of scholars who shall have been admitted and taught in each school and discharged therefrom during the preceeding year, and the average number that have actually attended each school during said year.

10. The number and qualifications of the teachers and such other matters as in their opinion are important to insure the discipline or extend the usefulness of the schools.

Treasurer's bonds.

SEC. 5. The treasurer of said board shall be required to enter into bonds in two or more sureties in the sum of two thousand dollars to the mayor and council before entering upon the duties of his office.

Claims.

SEC. 6. The said board shall examine and audit all claims for school purposes and salaries; and shall monthly present a claim for the aggregate amount of the same to the council, who shall thereupon order a warrant on the school fund for said amount to the order of the treasurer of the board of education, whose duty it shall be to pay the said claims and salaries in the manner directed by the board of education, and it shall be the duty of the board of education to make a quarterly statement in detail to the council of all monies expended by them during said quarter.

Treasurer's duty.

Statement.

SEC. 7. The board of education, on or before the first day of March, in each year, shall make a particular statement, in writing, to the council of the amount of money that will be required during the fiscal year for school purposes and altering, repairing, furnishing or building school houses, and in no one year shall the monies expended or liabilities incurred for the school purposes or for building, altering or repairing or furnishing school houses, either by the board of education or the council exceed the amount authorized to be raised by tax in each year for those purposes.

Ordinances.

SEC. 8. The said board of education shall observe and carry into full effect all ordinances adopted by the mayor and council of Hoboken, and all resolutions respecting the matters provided for by this ordinance, which shall be passed by the council and be approved of by the mayor in the manner provided for in the city charter for the approval of ordinances by him.

Contract. SEC. 9. No member of said board of education shall be interested directly or indirectly in any contract payments under which are to be made in whole or in part out of monies derived from any school fund or raised by taxation for the support of common schools.

Rules. SEC. 10. The said board of education shall not adopt or establish any rule or regulation by which any child or children residing in Hoboken, between the ages of five and seventeen years shall, except for misconduct, be prevented from attending the public schools in said city without any cost or expense whatever.

Books. SEC. 11. There shall be provided and kept in each school, by the principal teacher thereof necessary blank books in which shall be entered by such teacher the names, residences and ages of the scholars attending school and the number of days they shall have respectively attended, the absence of any or either of the teachers in such school, and the alleged cause thereof, and also the names of all persons visiting such school, and the times of such visiting, which books shall at all times be kept open for the inspection of any person or persons who may desire to inspect the same.

Repeal. SEC. 12. All ordinances and parts of ordinances relating to public schools heretofore passed, be and they are hereby repealed.

Passed April 29, 1865.

JOHN KENNEDY, City Clerk.

Approved May 4, 1865.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend "An ordinance to establish a Board of Education and define their duties," approved May 4th, 1865.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The board of education shall hereafter have power to pay a yearly salary to the secretary of said board, not exceeding the sum of one hundred and fifty dollars, and a yearly salary to the treasurer of said board, not exceeding the sum of one hundred dollars; said salaries to be paid out of the monies appropriated for school purposes. Salary.

Passed June 19, 1867.

JOHN KENNEDY, City Clerk.

Approved June 20, 1867.

F. W. BOHNSTEDT, Mayor.

An ordinance to amend an ordinance to establish a Board of Education, approved May 4, 1865.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The treasurer of said board shall be required to enter into bonds in two or more sureties in the sum of ten thousand dollars to the mayor and council before entering upon the duties of his office.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Passed January 18, 1876.

JOHN R. McCULLOCH, City Clerk.

Approved January 19, 1876.

JOSEPH RUSSELL, Mayor.

An ordinance to amend an ordinance to establish a Board of Education and define their duties.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The Board of Education shall have power to prescribe rules for the prevention of contagious diseases.

SEC. 2. That all ordinances and parts of ordinances conflicting with the above section, be and the same are hereby repealed.

Passed April 25, 1876.

GEORGE J. DUCKER, City Clerk.

Approved April 28, 1876.

JOSEPH RUSSELL, Mayor.

An ordinance to amend the ordinance creating a Board of Education.

The Mayor and Council of the city of Hoboken do ordain as follows:

Salary of secretary $400.

SECTION 1. That the board of education shall hereafter have power to pay a yearly salary to the seeretary of said board, not exceeding the sum of four hundred dollars; said salary to be paid out of the monies appropriated to school purposes.

Repealed.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Passed September 13, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved September 14, 1870.

HAZEN KIMBALL, Mayor.

RELATIVE TO SEWERS AND DRAINS.

An ordinance relating to sewers and drains.

The Mayor and Council of the city of Hoboken do ordain as follows:

Sewers superintendence of.

SECTION 1. That all public sewers and drains within the city of Hoboken, and all connections made therewith shall be constructed, made and kept in repair, under the general supervision of the street commissioner and the committee of the council on sewers.

Licenses for sewer tapping.

SEC. 2. That all openings into any sewer or drains for the purpose of making a connection therewith, from any dwelling, house, cellar, vault, yard, or other premises, shall be made by persons licensed by the mayor and council, in writing, to perform such work.

Bond for sewer tapping.

SEC. 3. Every person who shall be licensed as provided in the second section, shall, before receiving such license, execute a bond to the mayor and council of the city of Hoboken, in the sum of two hundred and fifty dollars, with one or more sufficient sureties to be approved by the said mayor and council, conditioned that he will faithfully, skillfully, and carefully make the opening into any sewers and drains, in such manner as may from time to time be prescribed by ordinance or street commissioner, without injuring them; that he will leave no obstruction of any description whatever, therein; that he will properly close up the sewer or drain around the opening made by him, and make no opening into the arch of any sewer or drain, that he will faithfully comply with this ordinance in relation to excavating the streets, to be responsible for any damages or injuries that may occur to persons, animals, property, by reason of any neglect or carelessness on

his part connected with said work and indemnify the corporation against such damages and costs, that he will properly refit and ram the earth in the excavation and restore the pavement taken up for excavating, and repave the same, should it settle or become out of order within six months thereafter, or if he fail to do so within twenty-four hours after being notified thereof, that it may be repaved by the corporation at his expense.

Manner of opening and making connections.

SEC. 4. The manner of piercing or opening into any of the public sewers or drains, and the form, size and materials of which connections therewith shall be composed, shall be as follows:

Form of opening.

1. Every opening or aperture shall be of a circular form, and shall not be less than four inches in diameter, nor more than eight inches in diameter, and shall be composed of iron or cement drain pipe, and such pipe shall not vary in diameter for at least two feet from the outside of the arch of the sewer or drain.

Grade and angle.

2. All openings into any sewer or drain shall be made at right angles with the line of the sewer, and shall not have more than three inches of ascent or grade for at least two feet from the outside of the arch.

Insertions.

3. Every insertion shall be made even with the inside surface of the sewer, and shall not project beyond the inside surface nor be made above the heading course in the spring of the arch.

Streets.

4. The street must be opened and the paving stones and earth deposited in a manner that will occasion the least inconvenience to the public, and provide for the passage of water along the gutters.

Paving and flagging.

5. The paving and flagging are to be restored to at least as good condition as previous to the excavation, and the paving must be done by a paver who understands his business, and in refilling the trench the same earth shall be replaced as was taken out, and in case of

Refilling.

rock excavation, the trench shall be refilled with good earth.

Permission. 6. No street shall be opened, nor addition, or alteration made about any public sewer, pipe or drain, without previous permission has been obtained from the committee on sewers.

Pipes. 7. Every pipe or drain leading from any privy or vault, where night soil is deposited, shall be made at least two feet above the bottom of such privy or vault.

Grating. 8. Every pipe or drain leading from any boarding house or other premises into any sewer, shall have at the opening into such sewer, or some other proper place therein, an iron grating of not more than one inch between the bars, so as to entirely prevent any solid substance from being carried into any sewer.

Masons and plumbers. SEC. 5. No person shall be licensed as provided for in this ordinance, unless he shall be known to the mayor and council at the time, as a person regularly educated to the business of a mason or plumber, and in every way qualified to receive a license; any and every person so licensed, shall be subject to the following qualifications, and shall observe the following rules and regulations:

Qualification citizen. 1. He must be a citizen of the United States, actually residing in the city of Hoboken, at the time he applies for such license:

Bond. 2. At the time of receiving the license the party shall file a bond in accordance with the provisions of this ordinance.

Record. 3. Every mason or plumber on receiving his license, shall have recorded in the city clerk's office, his residence, place of business, the name under which the business is transacted, and shall immediately notify the street commissioner of every change of either thereafter.

Removal from the city shall operate as a forfeiture of license.

Application. 4. Applications for permits must be made by the party employed to do the work, and must be made to the street commissioner, and such application must state the location of the premises, name of the owner, size of pipe or drain, number of buildings to be connected, and how occupied.

Use of name. 5. No plumber or mason shall allow his name to be used by any other party, or either for the purpose of obtaining permits or doing any other work under his license.

Street commissioner and committee on sewers. 6. All permits shall be given by the street commissioner and the committee on sewers.

Penalty for violation. 7. Any plumber or mason who shall be guilty of a violation of any of the preceding regulations, or of this or any of the ordinances of the corporation, will be immediately deprived of his license, or the same may be revoked at the pleasure of the council.

Permission to construct. SEC. 6. The council, on application for that purpose, may grant permission to persons to construct at their own expense sewers or drains, or to lay pipes to connect with any sewers or drains built in any of the public streets or highways of the city, which they may deem proper and judicious, on being furnished by the applicants with the written consent of the owners of the property, through which or upon the street through which such sewer drain or pipes are to pass, as the case may be, but such permission shall not be granted

Agreement. except upon the agreement, in writing, of the persons applying therefor, that they shall comply with the ordinances of the city of Hoboken, in relation to ex-

Indemnification. cavating the streets, that they will indemnify the corporation for any damages or costs to which they may be put by reason of injuries resulting from neglect or carelessness, in performing the work so permitted, that

no claim be made by them or their successors in interest against the corporation if the work so permitted be taken up by authority of the council, nor exemption from assessment for building sewers and drains in the vicinity of their property. *Provided*, however, that nothing in this section contained shall be construed as to authorize or permit any person or persons to make any connection with any sewer from any house, building or other premises (other than such houses, buildings and premises) as are fronting on the line of the street where the sewer into which such connection is built and located, or buildings erected on the same lot directly fronting on such street. Claims. Exemption from assessment.

SEC. 7. No connection shall be made with any sewer or drain without the written permission of the street commissioner and the committee on sewers, and if any connection, opening or aperture shall be made into any sewer or drain whithout such permission, or in a manner different from the mode prescribed for such opening as in the ordinance provided; the person or persons making the same, and the owner or occupant of the premises directing it to be made shall severally and respectively forfeit and pay the sum of fifty dollars for every such offence. Connections. Penalty.

SEC. 8. All permissions given by the street commissioner and committee on sewers, to connect with sewers and drains, and all sewers, drains, or pipes constructed and laid by permission of the council as provided for in the Sixth section of this ordinance, to connect with any sewers or drains in any of the streets or highways of the city, shall be upon the express condition that the council of the city of Hoboken may, at any time, revoke and annul the same, and the persons making such connections or their successors in interest, shall have no right to demand or claim any damages in consequence of such permissions being revoked and annulled. Permits.

Tapping fee.

SEC. 9. Five dollars shall be paid to the street commissioner, and by him to the city treasurer, for permission to connect from each dwelling, house, store, or building, covering not more than twenty-five feet frontage, nor less than eighteen feet frontage, each hotel, boarding house, or public building, covering more ground than twenty-five feet by fifty-feet shall pay proportionally for such additional space of ground covered by each respectively:

Manufacturies, distilleries, breweries, and the like, for permission to connect with any sewers or drains for the purpose of carrying off water or fluid that will not deposit sediment or obstructions shall pay such sums as shall be fixed and determined by the committee on sewers, under the direction of the council; all payments for permits as aforesaid shall be made to the street commissioner, who shall pay the same to the city treasurer, taking his receipt for the same in a book provided for that purpose, prior to the delivery of the same to the person or persons making application.

Prohibition.

SEC. 10. No owner or occupant of any dwelling-house, store, or other building, or of any manufactory, brewery, distillery, or the like, having permission to connect with any sewer or drain as aforesaid, shall permit any substance to flow into any sewer, or drain, or receiving basin, which shall form a deposit that tends to fill said sewer, drain, or receiving basin, under the penalty of thirty dollars for each offence.

Penalty.

Butchers, &c.

SEC. 11. No butcher's offal, or garbage, dead animals, vegetable matters, or obstructions of any kind whatever, shall be placed, thrown or deposited, in any receiving basin or sewer, and any person so offending or causing any such obstruction or substance to be placed, so as to be carried off into such receiving basin or sewer, and any persons who shall injure, break, or remove any portion of any receiving basin covering flag, manhole, vent, or any part of any sewer or drain,

or who shall obstruct the flow of water in any sewer or drain or water course in the city of Hoboken, shall forfeit and pay twenty-five dollars for each and every offence. Penalty.

SEC. 12. That the street commissioner, or such other person as may be empowered or authorized by the council, shall, and is hereby authorized and directed at all times, during proper business hours, to enter upon any and all premises and houses within the limits of Hoboken, for the purpose of examining into and ascertaining that the provisions of this ordinance are strictly complied with and not violated in any manner by any person or persons making any connections with any sewer or using such sewer in any way under this ordinance. Street commissioner.

SEC. 13. The city treasurer shall keep an account open, known as the sewer cleaning and repairing fund, he shall place all moneys received for permits to the credit of said fund, and no money shall be paid out of said fund, except it shall be for cleaning or repairing sewers. Sewer cleaning and repairing fund.

Passed June 29, 1859.

Approved June 30, 1859.

FRANKLIN B. CARPENTER, Mayor.

RELATIVE TO RECEIVING BASINS.

An ordinance to provide for the construction of receiving basins in the streets of the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

Receiving basins when and where to be built.

SECTION 1. That receiving basins to connect with any public or private drain or sewer in the city of Hoboken, may be built and constructed at such times and places as the council of said city may deem necessary and proper, and shall by resolution direct.

Assessments.

SEC. 2. That all the damages, costs, charges and expenses of making, building and constructing any such receiving basin or basins, shall be assessed upon the lands and property benefited thereby, and shall be and remain a lien thereon, and the payment thereof enforced in the manner provided by the charter of said city.

Committee on streets and assessments.

SEC. 3. That the building and constructing of such receiving basins shall be done under the direction of the committee on streets and assessments.

Passed July 28, 1868.

JOHN KENNEDY, City Clerk.

Approved July 29, 1868.

F. W. BOHNSTEDT, Mayor.

RELATING TO WELLS, PUMPS AND CISTERNS.

An ordinance regulating wells, pumps and cisterns.

The Mayor and Council of the city of Hoboken do ordain as follows:

Wells, pumps and cisterns, to be city property.

SECTION 1. All wells, pumps and cisterns, that now are or hereafter may be constructed in the streets of the city of Hoboken, are, and shall be deemed to be the property of the mayor and council of the city of Hoboken.

Notice of construction of wells, &c.

SEC. 2. Whenever application shall be made for building a well, pump or cistern in this city, and the council shall deem it expedient to construct the same, public notice of the intention to construct such well, pump or cistern, shall be given in at least one of the public newspapers, published in the city, which notice shall state the time and place, when and where, objections, if any thereto may be made, in writing.

Assessment for construction of wells, pumps and cisterns.

SEC. 3. Whenever any well, pump or cistern, shall be ordered by the council, and the same shall be constructed, the cost of the same, including all costs for assessing and collecting, shall be assessed on the lots in the vicinity thereof, by such assessor or assessors as the council may appoint for that purpose; and the said assessment shall be collected from the owners or occupants of said lots according to such assessments.

Street commissioner.

SEC. 4. It shall be the duty of the street commissioner, with the advice and consent of the committee on fire and water, to cause all the wells, pumps and cisterns, in the streets of the city, to be kept in good repair at the cost of the city.

Penalty for injuring wells.

SEC. 5. No person shall wilfully do or cause to be done any injury or damage to any public well, pump, or

cistern, under the penalty of ten ($10.00) dollars for each offence, to be sued for and recovered by the corporation attorney of the city.

Passed June 8, A. D. 1855.

SAMUEL W. CAREY, City Clerk.

Approved June 8, A. D. 1855.

C. V. CLICKENER, Mayor.

RELATIVE TO STREETS.

An ordinance relating to streets.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the several streets and public alleys in the city of Hoboken, shall be known by the names mentioned and designated respectively, on the map of Hoboken, made by Charles Loss, and filed in the clerk's office of the county of Bergen, except the street marked and named on said map, "Philadelphia Post Road," which shall be hereafter known and called "Newark street," and that the public alley, running between Washington and Hudson streets, shall be called "Court street"; that the most southerly street now open and leading to the ferry, and running east and west, shall be known by the name of Ferry street.

Streets named on Loss map.

Philadelphia post road Newark street.

Court street.

Ferry street.

SEC. 2. That River street shall extent and run from Third street, on the south to Fourth street, and from Fifth street to the stone wall of Edwin A. Stevens, on the north, until further opened, by the owner or owners of the premises along the line thereof, for public use, and shall not be less than sixty feet wide. No court-yard on either side of said street shall extend into the same beyond the distance of thirteen feet (13).

River street.

SEC. 3. That Hudson street shall extend and run from Ferry street, on the south to Seventh street, on the north as now laid out, and shall not be less than eighty feet wide at any point, and that no court-yard on either side thereof shall extend into said street beyond the distance of eighteen feet (18).

Hudson street.

SEC. 4. That Washington street shall extend from Ferry street, on the south to Seventh street, on the

Washington street.

north as now laid out, and shall not be less than one hundred feet wide at any point, and that no court-yard on either side thereof shall extend into said street beyond the distance of fifteen feet (15).

Bloomfield street and Garden street, &c.

SEC. 5. That Bloomfield street, and Garden street, shall each extend and run from Newark street, on the south to Seventh street, on the north, and shall each be not less than sixty-five feet wide at any point, and that no court-yard on either side of any of said two streets shall extend into the same beyond the distance of twelve feet in Bloomfield street, and eleven feet six inches in Garden street.

Meadow street.

SEC. 6. That Meadow street shall extend and run from Newark street, on the south to Fourth street, and from Fifth to Seventh street, and shall not be less than sixty-five feet wide at any point, and that no court-yard on either side thereof shall extend into the same beyond the distance of eleven feet and six inches.

Newark, First and Second street. Third, Fourth, Fifth, and Sixth streets. Seventh street.

SEC. 7. That Newark, First and Second streets shall each run and extend from Hudson street to the line ditch, which separates the lands of the Hoboken Land and Improvement Company from the meadow, and that Third, Fourth, Fifth and Sixth streets, shall each run and extend from River street to said ditch, and that Seventh street shall run and extend from Hudson street to said ditch; that each of the said streets mentioned in this section shall not be less at any point than fifty feet wide, and that no court-yard on either side of any said last mentioned streets shall extend into the same beyond a distance of six feet and six inches.

Ferry street.

SEC. 8. That Ferry street shall extend and run as now established and laid out, until otherwise extended and dedicated to public use, and shall not be less than at any point, where now laid out and established than one hundred feet wide, and that no court-yard on either

side thereof shall extend into said street beyond the distance of fifteen (15) feet.

Court street. SEC. 9. That Court street shall run and extend from Newark street to Seventh street, and shall be not less at any point than twenty feet wide, and that no part or portion thereof shall be used or appropriated for court-yards, or any other purpose whatever, except for a public street or highway.

Court-yards. SEC. 10. That if any person or persons shall use or appropriate any part or portion of any of the said streets above mentioned for any court-yard beyond the limits in the foregoing sections mentioned, or shall put up or maintain any court-yard where none is allowed by this ordinance, or shall use or occupy any of said streets, for any purpose whatever, except as common and public streets and highways, every such person or persons shall be liable to a penalty of five dollars for every twenty-four hours he, she or they shall so use or occupy any such street or streets after notice, in writing, to remove, abate, or restore, or put such street or streets in the same condition as the same was or were before such use or occupancy, as the case may be, shall be served on him, her or them, or posted up, where the act complained of exists or occurs, by the street commissioner.

Penalty.

Notice.

Court-yard fences. SEC. 11. That every court-yard fence which may hereafter be erected in or upon any public street shall be not more than five feet high, and shall be made of slats, rails, or bars, not less than two and one-half inches apart, under the penalty of two dollars for every twenty-four hours that any person or persons shall keep or maintain the same, and that it shall be lawful for the council, by resolution, to direct that any and all court-yard fences which may be erected at the time of the passage of this ordinance, and not in conformity with the foregoing provisions, be removed or made in

Penalty.

conformity with the foregoing provisions; and if any person shall neglect or refuse to remove, or cause to be removed, or made in conformity with the above provisions, such fence within ten days after a copy of such resolution shall be served on him or her, he, she, or they, shall be liable to a penalty of two dollars, for every twenty-four hours such neglect or refusal shall continue.

Penalty.

Grating court-yards.

SEC. 12. That it shall and may be lawful for the council at any time to require by resolution any person or persons to grade or cause to be graded, any and all court-yards opposite his, her, or their premises, to within the level of the sidewalk along the same (if such sidewalk be flagged); a copy of such resolution shall be served on the person or persons whose duty it may be to grade the same, or left at his or her place of abode, or in case of non-residence, posted on the premises where such grading is required to be done. That it shall be the duty of the owner or occupant of such premises to cause such court-yard to be graded to within at least two feet of the line of the sidewalk along the same, within such time as may be specified in such resolution, under the penalty of two dollars for every twenty-four hours neglect.

Penalty.

Court-yards uses of.

SEC. 13. No court-yard shall be used for any purpose whatever, except for an open ornamental space; and if any person or persons shall use or occupy any court-yard or the space or spaces in this ordinance allowed in the several streets for that purpose, or shall put, place, keep or maintain any substance or thing whatever, in any court-yard or in any of the spaces allowed for that purpose in this ordinance, except ornamental trees, flowers or plants, every such person or persons shall be liable to a penalty of five dollars for every twenty-four hours he, she or they shall so put, place, keep or maintain such substance or thing in any

Penalty.

court-yard or space aforesaid, *provided*, however, that nothing in this section contained, shall be so constructed as to prevent or in any way interfere with the building of any vaults or other erections under such court-yards or spaces aforesaid, as have been heretofore generally erected and allowed.

Removal of paving, &c.

SEC. 14. If any person or persons shall take up or remove any paving, curb, gutters, or flagging or other matter fixed or laid in or on any of the public streets or highways or sidewalks in said city, without the consent of the street commissioner or the committee on streets, and assessments first had and obtained for that purpose, he, she, or they shall be liable to a penalty of ten dollars for each and every such offence.

Penalty.

Injury to curb, gutter, &c.

SEC. 15. If any person or persons shall carelessly or willfully break, injure, or destroy any curb, gutter, flagging, bridgestone or any other matter set, laid or fixed in any of the public streets, lanes, alleys or public grounds in the said city, he, she or they, shall be liable to a penalty of ten dollars for each and every such offence.

Penalty.

Lamps and lamp-posts, injury to.

SEC. 16. If any person or persons shall break, or injure any lamp or lamp-posts set, laid or placed or standing in any public street, lane or alley or public ground in said city, or shall cut, girdle, or in any way injure any tree or trees, set, placed, standing or growing in any public streets or public grounds in said city, he, she or they, shall be liable to a penalty of ten dollars for each and every such offence.

Penalty.

Opening in streets and sidewalks.

SEC. 17. That every person, having or keeping any slide or skuttle-hole, or other aperture or opening in any public street or sidewalk in said city, shall keep the same properly covered and securely fastened, and if any person or persons shall neglect or refuse to keep such slide or skuttle-hole or other aperture or opening tightly covered and securely fastened, he, she

Penalty. or they, shall be liable to a penalty of five dollars for every twenty-four hours he, she or they shall neglect or refuse to do so.

Obstructions. SEC. 18. That if any person or persons shall put, place, lay, keep or maintain in any public street, lane, alley, sidewalk, public ground or court-yard, or in any of the spaces in the forgoing sections of this ordinance allowed for court-yards any lime, sand, lumber, building materials, or any other substance, matter or thing whathsoever, withont the consent of the street commissioner and a majority of the committee on streets and assessments for that purpose, first had and obtained, every such person or persons shall be liable

Penalty. to a penalty of five dollars for every twenty-four hours he, she or they, shall keep or maintain or suffer or permit to remain such lime, sand, lumber or other matter or thing aforesaid, in any of the streets or places aforesaid, and shall be further liable in addition to said penalty to pay all costs and damages that may accrue, arise or come to any person or persons by reason of any of the matters or things aforesaid,

Permission. *provided*, however, that the street commissioner and a majority of the committee on streets and assessments shall in no case grant any such permission or license to any person or persons for a longer period than one month at one time, except in such cases where buildings are being erected, the said street commissioner and the majority of the committee on streets and assessments shall exercise discretionary power but shall not grant a permit for a longer period than four months at any one time, and *provided*, further, that no such permission as aforesaid, shall in any case be granted unless upon the express condition that the person obtaining such permission shall keep the gutter along the sidewalk clean and unincumbered to the breadth of two feet, and that such materials shall not

occupy more than one-third of the carriage-way in width, and be not more than ten feet in height, and not longer than the width of the premises in front, upon which such materials are intended to be used, and further, that the person accepting such permit, will be liable for all damages by reason of carelessness or accident on account of such materials being so placed as aforesaid.

Fences. SEC. 19. That every person or persons having or owning any vacant lot or lots fronting or facing on any street or public grounds in said city, which is, or shall be more than two feet lower than the grade of such street or public ground, or upon which any cellar, basement or other excavation is or shall be made of over two feet deep, shall fence or enclose the same with a proper and substantial fence or other enclosure, at least three feet high, and every person or persons who shall neglect or refuse to put up, keep and maintain such fence or enclosure shall be liable to a penalty of three Penaly. dollars for every twenty-four hours he, she or they shall so neglect or refuse, after notice, in writing, by the street commissioner, requesting and requiring them to do so, has been served on him, her or them.

Area way. SEC. 20. That there shall be allowed to each and every person or persons owning any lots or lot fronting on any of said streets, a space of three feet as an area way for the purpose of an entrance into and out of his, her or their house or houses, anything in this ordinance contained to the contrary notwithstanding, which said three feet shall be measured from the line of such house or houses fronting on any of said streets.

Penalties. SEC. 21. That the several penalties mentioned in the tenth, eleventh, twelfth, seventeenth, eighteenth sections of this ordinancemay be sued for and enforced as well against the tenant or tenants, occupier or occupiers of the premises where any of the offence therein

mentioned shall be committed, done or suffered as against the owner or owners thereof.

Committee on streets and street commissioner.

SEC. 22. That if any person or persons shall put, place, lay, keep or maintain any article or thing mentioned in the eighteenth section of this ordinance, or any other substance, matter or thing whatever, in or on any public street, lane, alley or public square in said city, or in or on any court-yard, sidewalk, or any of the spaces by this ordinance allowed for court-yards, without the consent of a majority of the committee on streets and assessments and street commissioner first had and obtained as herein before mentioned, it shall be the duty of the street commissioner forthwith to

Notice.

serve a notice, in writing, upon the person or persons, or their agents or servants, having, keeping or suffering, or maintaining any of the said matters, things or substances aforesaid, all of which are hereby declared encumbrances on said streets, sidewalks or court-yards,

Incumbrances.

requiring him, her or them to remove such incumbrance within the space of six days from the day of the service therof, that if such person or persons shall neglect or refuse to remove such incumbrance within the time limited in said notice, it shall be the duty of the street

Street commissioner.

commissioner, by and with the consent, in writing, of a majority of the committee on streets, and approved by the mayor, to take and remove such incumbrances to one of the public squares of said city, if the same should be of any value, but if of no value, then to take and remove the same to some proper place other than any of the said public squares.

Advertising incumbrances.

That if such incumbrance be of any value as aforesaid, the said street commissioner shall advertise the said substance or thing so removed to such public square, by notices put up in five of the most public places in said city, at least five days before such sale; that at the time mentioned in said notices, if such sub-

stance or thing be not previously claimed by the owner thereof, and all costs and charges of removal and advertising paid by him, in which case such substance or thing shall be delivered up and restored to him or her or them, the said street commissioner shall proceed to sell the same at public sale to the highest bidder, and out of the monies arising from such sale, the said street commissioner shall first pay and satisfy all costs, charges and expenses of such removal, and the cost and charges of advertising and selling the same, and the balance, if any, shall be paid to the city treasury, there to remain for the use of the owner or owners, or persons entitled to receive the same, if called for within six months; if not so called for then to be forfeited to the said city. Redemption and sale.

SEC. 23. That in case the sum realized by such sale, as is mentioned in the last preceeding section, should be insufficient to pay all costs, charges, and expenses of such removal, advertising and sale, or if the matter, substance, or thing so removed, be of no value, then, and in either case, the party or parties, whose duty it was to remove the said incumbrance, shall be liable to pay the difference or balance remaining unsatisfied by such sale, or the whole costs and charges, in case the incumbrance is of no value in addition to any penalty or penalties mentioned and prescribed by this or any other ordinance of this city. Sale.

SEC. 24. That the notice mentioned in the twenty-second section of this ordinance, in case the parties to be served therewith cannot be found, may be served by leaving the same at their residence, or if they have no residence in this city, or agent, or servant, thereby posting such notice up at or near where such incumbrance exists. Notice.

SEC. 25. That every person or persons, owning or occupying any lot or lots of land fronting on any of the Removal of snow.

public streets, in said city, shall at all times keep the sidewalk and gutters opposite his, her or their premises swept, clean and clear the snow, ice, and other impediments from the same, and if any person or persons shall neglect or refuse either to keep the sidewalks and gutters opposite his, her or their premises swept and clean or clear of the snow, ice, and other impediments from the same, as aforesaid, he, she or they shall be liable to a penalty of four dollars, for every tweny-four hours that shall elapse during the time such neglect or refusal shall continue, and the occupant shall in all cases be liable to such penalty in the same manner as if he, she, or they were the owner or owners of such premises.

Grading and excavading.

SEC. 26. That the council may at any time grant to any owner or owners of lots the privilege of prolonging the time for grading or excavating any street or alley, if in their judgment it is deemed advisable, and if such privilege is granted, the provisions of this ordinance shall not be enforced for the time being, so far as such privilege has been granted and no further.

Repealed.

SEC. 27. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, are hereby repealed.

Lamp, water and police district.

SEC. 28. That the provisions of this ordinance shall extend to and be in force within all that part of said city known as the lamp, water, and police district, and no further; anything in the foregoing provisions contained to the contrary thereof, in anywise, notwithstanding.

Approved January 9, 1858.

H. M. BRANDIS, City Clerk.

Adopted December 30, 1857.

F. B. CARPENTER, Mayor.

An ordinance to amend an ordinance entitled "an ordinance relating to streets.

Ordinance relating to streets.

WHEREAS, the twelfth section of a certain ordinance entitled "an ordinance relating to streets," approved the ninth day of January, A. D. 1858, is uncertain and indefinite in its meaning, and doubts having been entertained as to the true construction thereof, for remedy whereof.

Be it therefore ordained by the Mayor and Council of the city of Hoboken:

Construction of section 12 relative to court-yards.

SECTION 1. That the said twelfth section, of said ordinance shall be so taken, read and construed, as to require all persons, upon the due service of a copy of the resolution mentioned in said section as therein specified to grade, excavate or fill up the court-yard or space allowed for a court-yard, the entire width of such court-yard or space, to within at least two feet of the level of the sidewalk in front of such court-yard or space, under the like penalties as in said twelfth section prescribed.

Penalties.

Repealed.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Passed November 3, 1858.

A. O. EVANS, City Clerk.

Approved November 4, 1858.

GEO. W. MORTON, Mayor.

RELATIVE TO NUMBERING THE STREETS.

An ordinance relating to numbering the streets.

The Mayor and Council of the city of Hoboken do ordain as follows:

Council to appoint a person to number the houses, &c.

SECTION 1. That the council shall appoint a competent person, whose duty it shall be, under the direction and control of the committee on streets and assessments, to number the several houses and lots in the city, in the following manner, viz.: In all streets running northerly, he shall commence at the southerly end of the streets, making the south-easterly corner number one, the south-westerly corner number two, and thus proceed alternately through the streets; in all streets running westerly, he shall commence at the easterly end of the streets, making the south-westerly corner number one, the north-easterly corner number two, and thus proceed alternately through the streets; he shall give each house a number, and each vacant lot for every twenty-five feet width, or less, a number; he shall also prepare a book, in which shall be shown the number of division in each block, and the street number of the division, which book shall be delivered by him to the city clerk within thirty days after his appointment. He shall also, when required by resolution of the council, under the direction and control of the committee on streets and assessments, place on the corner of the various streets, a sign with the name of the street and the number of the house, to which it is attached.

Manner af numbering.

To provide a book.

Sign on street corners.

Compensation of person appointed.

SEC. 2. The person appointed as above mentioned, shall receive such compensation as shall be provided for by a resolution of the council, passed at the time of his appointment.

Names of places to be vacated.

SEC. 3. That the names of all parts of streets known as places, are hereby vacated, and the person appointed as above mentioned, shall pay no regard to them in numbering the said streets.

Street commissioner to notify.

SEC. 4. That whenever the council may require the same by resolution, it shall be the duty of the street commissioner to notify in writing, the owner or occupant of each house or lot, personally, of the number of such house or lot, as laid down in the book aforesaid.

Owner or occupant to put up their number.

Size of figure.

SEC. 5. The owner or occupant of every house is hereby required, within twenty days from the time of his receiving the notice from the street commissioner as aforesaid, to place and keep in some conspicuous place upon the front of his or her house, the number of the same, making each figure at least two inches long and one and one-half inches wide, and upon all houses hereafter built, the owners of the same shall place the number thereof, in the manner prescribed as aforesaid, within twenty days from the time of such house being first occupied.

Numbering more than one house erected on vacant lots.

SEC. 6. That whenever more than one house shall be hereafter erected upon any vacant lot, the number of each house shall be such a fractional part of whole number of the lot that when added together the whole sum shall amount to the number of the lot.

Penalty.

SEC. 7. For every neglect to comply with the foregoing sections, the owner or occupant shall forfeit and pay the sum of five dollars, and the further penalty of one dollar for each day, or part of a day, he shall continue to neglect the requisitions of said section, to be recovered from said owner or occupant respectively.

Passed July 10, 1861.

JOHN KENNEDY, City Clerk.

Approved July 11, 1861.

JOHN R. JOHNSTON, Mayor.

An ordinance to amend an ordinance entitled "an ordinance relating to streets," approved January 9, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

Rate of speeS.

SECTION 1. No person shall ride or drive any horse or horses in the city of Hoboken, with greater speed than six miles an hour, nor faster than on a walk while turning any corner of any street, lane or alley in said city, under the penalty of five dollars for each and every offense, to be recovered from the owner or driver of said horse or horses, severally and respectively.

Penalty.

Obstructions.

SEC. 2. No person shall obstruct the walks across the public streets in said city by placing or stopping his horse, cart, carriage or vehicle thereon, or by placing, putting or allowing any obstruction or thing of any kind whatsoever, across or on the same, under a penalty of ten dollars for each and every offense.

Penalty.

Obstructions.

SEC. 3. No person, except for the purpose of passing into a lot, yard or stable, shall lead, drive or ride any horse or cattle on or over any sidewalk in said city, nor drag, push or cause to be dragged or pushed, any cart, wagon, wheel or hand-barrow, or any other thing, on or over any sidewalk in said city, except for the purpose aforesaid; nor obstruct any foot path or sidewalk in said city, with wood, coal, or any other matter or thing whatsoever, under the penalty of five dollars for each and every offense.

Penalty.

Regulation of carriageways.

SEC. 4. All private carriage ways crossing any of the sidewalks, shall be made, regulated and paved under the direction of of the committee on streets, or the street commissioner, and in such manner, as said committee or said street commissioner shall in writing direct, and the owner of the premises, and every person

neglecting or refusing to comply with said written order, shall be liable to a penalty of five dollars for every day they shall neglect or refuse to comply with the written order of said committee or street commissioner. Penalty.

SEC. 5. No person, without being authorized in writing by the committee on streets, shall take up, remove or carry away any turf, stone, sand, clay or earth, from or out of any street, sidewalk or public ground in said city, under the penalty of twenty dollars for each and every offence. Removal of any article, &c. Penalty.

Passed December 11, 1865.

JOHN KENNEDY, City Clerk.

Approved December 14, 1865.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend the ordinance relating to streets.

The Mayor and Council of the city of Hoboken do ordain as follows:

Duty of street commissioner.

Snow and ice.

Penalty.

SECTION 1. That in addition to the duties prescribed in section twenty-five, of the ordinance relating to streets, it shall be the duty of the street commissioner to cause all sidewalks to be cleaned from snow and ice where the owner or occupant neglects to clean the sidewalk in front of their premises, for a space of twenty-four hours from the time said snow or ice ceases to fall, and add the cost of such cleaning to the amount of fine authorized to be levied for such neglect.

Crosswalks.

SEC. 2. That it shall be the duty of the street commissioner to clean, or cause to be cleaned, two cross-walks at the intersections of the streets of this city, after each fall of snow, selecting one cross-walk pointing to the north, and one to the east of such cleaning.

Ashes and garbage.

SEC. 3. That no person or persons without the permission of the council of said city, shall take up, remove or carry away, any dirt, ashes or garbage from any street, alley, sidewalk or court yard in said city under the penalty of ten dollars for each and every offense.

Passed Feb. 26, 1866.

JOHN KENNEDY, City Clerk.

Approved Feb. 28, 1866.

FREDERICK B. OGDEN, Mayor.

A further supplement to an ordinance relating to streets, approved January 9, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the council of said city, may, by resolution, authorize the committee on streets, on the terms and in the manner herein specified, to grant permits for the construction of vaults in the streets of the city of Hoboken, provided, in their opinion, no injury will come to the public thereby. Permission to erect vaults.

SEC. 2. That applicants for permits must state the name of the owner of the premises in front of which the vault is proposed to be built, the purpose for which the vault is intended to be used, the number of square feet to be occupied by the vault (including its walls) and the proposed length and width of the same, and at the time of making their application, deposit with the city treasurer, the following sums, viz.: If said vault is attached to a private dwelling, twenty cents for every square foot of space occupied by said vault. If said vault is attached to a shop or store, or is used for any business purpose, forty cents for every square foot of space as aforesaid. And when required by said committee, said applicant shall execute a bond with sufficient sureties to save the city harmless from all costs and damages arising from any accident or injury to any person, or in any manner arising from, or connected with the building of said vault. Conditions. Price. Space. Bond. Accident.

SEC. 3. That no permit shall be granted for the construction of any vault beyond the line of the sidewalk or curb-stone, unless the said mayor and council shall first, by resolution, specifically permit the same to be granted, and every permit shall particularly state the Conditions.

Size, &c. situation, shape and size of said vault, and the purpose for which it is to be used.

SEC. 4. That any person constructing a vault in said city, without first obtaining a permit therefor, or constructing said vault in a manner different from that specified in said permit, or shall occupy a greater space therefor than named in the permit, he shall forfeit and pay a penalty of fifty dollars therefor; and every person maintaining, using or occupying said vault, or any part thereof, where the same shall have been constructed in violation of this ordinance, shall forfeit and pay the sum of fifty dollars for each and every day he so maintains, uses or occupies the same.

Penalty.

Measurement. SEC. 5. That before said vault shall be used by any person, the applicant shall file with the city clerk a certified measurement by one of the city surveyors of the ground occupied by said vault before the same is covered and including in said measurment, the walls of said vault, and pay the city treasurer any further sum that may be necessary to pay for any number of square feet beyond those named in the application.

Payments.

Light burning. SEC. 6. That during the time of constructing said vault, a lamp or lantern shall be kept burning by said applicant during the whole of every night, which shall be so placed as to cast its light upon the opening, under a penalty of ten dollars for every night of failure so to do, and the owner or occupant of said premises shall both be liable to said penalty.

Penalty.

Completion. SEC. 7. That every vault must be completed and the ground closed over it within three weeks after it is commenced, under the penalty of five dollars for each day it may thereafter remain uninclosed, and the applicant and owner of said vault shall both be liable thereto.

Penalty.

SEC. 8. That every description of opening below the surface of the street, in front of any shop, store, or

other building, if covered, shall be considered, and held to be a vault within the meaning of this ordinance, and the master builder, or owner, or person for whom the same shall be made or built, shall be liable to all the provisions, payments and penalties enumerated in this ordinance, severally and respectively, but this section shall not be construed as referring to those openings which are used exclusively for descending to the cellar floor of any building by means of steps. Vaults. Penalty. Exempt.

Passed June 18, 1867.

JOHN KENNEDY, City Clerk.

Approved June 20, 1867.

F. W. BOHNSTEDT, Mayor.

An ordinance amending an ordinance entitled, "An ordinance relating to streets," approved June ninth, eighteen hundred and fifty-eight.

The Mayor and Council of the city of Hoboken do ordain as follows:

Property owners to keep sidewalks repaired.

SECTION 1. That it shall be the duty of every owner of a lot, or parcel of land, in the city of Hoboken, on any street now opened and used, where the sidewalks of the same have been or shall be flagged, and the streets curbed and guttered; to keep the said sidewalks, flagging, curbing, and guttering, in front of his, her, or their lot or lots, in good and sufficient repair, and graded according to the grade of the street, on which said lot or lots are situate, and not allow the same to remain broken, uneven, or out of grade.

Street commissioner to notify property owners.

SEC. 2. That it shall be the duty of the street commissioner of the city of Hoboken, whenever the sidewalks, flagging, curbing or guttering, in front of any lot or lots, in any of such street or streets, shall in his judgment, need repairing, to notify the owner or owners of the lot or lots, in front of which the sidewalk, flagging, curbing, or guttering needs repairing, which notice shall specify the nature or kind of repairs required, and shall be served on the owner or owners of the lot or lots, in front of which the said repairs are required, personally; or if the owner or owners cannot be found in the city of Hoboken, by affixing, or putting up a copy of said notice, in some conspicuous place on said premises.

Penalty for neglect.

SEC. 3. That no owner or owners of any lot or lots, in front of which repairs are needed, as aforesaid, shall neglect well and sufficiently to make the repairs in said notice, specified for more than five days, after due

service of the said notice mentioned, in the preceding section of this ordinance, under a penalty of four dollars, for every twenty-four hours the same shall so remain unrepaired.

Street commissioner to make repairs after ten days neglect or refusal of owners.

SEC. 4. That if the said owner or owners, of any lot or lots, in front of which such repairs are needed, as aforesaid, shall neglect or refuse to make the same within ten days after the due service of the notice, in the second section of this ordinance mentioned, that then the street commissioner shall make the necessary repairs required, and the costs and expenses thereof shall be paid by the said owner or owners, aforesaid, in addition, to the penalty prescribed in the third section of this ordinance, and the same shall be considered as a part of the penalty for violating this ordinance.

Costs and expenses.

Repealed.

SEC. 5. That all ordinances, and parts of ordinances inconsistent with this ordinance, are hereby repealed.

Passed July 23, 1868.

JOHN KENNEDY, City Clerk.

Approved July 25, 1868.

F. W. BOHNSTEDT, Mayor.

A supplement to an ordinance entitled "An ordinance relating to streets," approved January 9, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That all that part of Meadow street lying north of the northerly line of Fifth street shall hereafter be known and designated by the name of "Park Avenue," and that said Park avenue shall extend and run from the northerly line of Fifth street to the northerly line of the city of Hoboken, as laid out and dedicated and shall not be less than sixty-five feet wide at any point, and that no court-yard on either side thereof shall extend into the same beyond the distance of nine feet.

SEC. 2. That Park avenue shall be numbered commencing at the southerly end thereof making the south-easterly corner number one and the south-westerly corner number two, and thus proceed alternately through said avenue.

SEC. 3. That all ordinances and parts of ordinances consistent with this ordinance, be and the same are hereby repealed.

Passed June 25, 1872.

JOHN R. McCULLOCH, City Clerk.

Approved June 27, 1872.

F. L. SCHMERSAHL, Mayor.

An ordinance to amend an ordinance entitled "an ordinance relating to streets," approved January 9, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section seven (7) of the ordinance entitled an ordinance relating to streets, approved January 9, 1858, be and the same is hereby repealed.

SEC 2. That Newark, First, Second, Third, Fourth and Fifth streets, shall each run and extend from the westerly line of the city to high water mark on the Hudson River, that Sixth street shall run and extend from River street to the westerly boundary of the city; that Seventh street shall run and extend from Hudson street to the westerly boundary of the city.

SEC. 3. That each of the said streets mentioned in the preceding section shall not be less, at any point, than fifty feet wide, and that no court-yard on either side of any of said streets shall extend into the same beyond a distance of six feet and six inches.

SEC. 4. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Passed October 5, 1875.

JOHN R. McCULLOCH, City Clerk.

Approved October 6, 1875.

JOSEPH RUSSELL, Mayor.

An ordinance to amend an ordinance, relating to streets.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That hereafter the street now called Meadow street in the sixth section of the ordinance to which this is a supplement shall be called Park avenue.

Passed November 16, 1875.

JOHN R. McCULLOCH, City Clerk.

Approved November 17, 1875.

JOSEPH RUSSELL, Mayor.

A further supplement to an ordinance relating to streets, approved January 9, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the supplement to said ordinance, approved June twentieth, one thousand eight hundred and sixty-seven, be amended by striking out in the second section all words after the words "and at the time of making their application," and by striking out the fifth section of the said supplement.

Passed February 27, 1877.

GEORGE J. DUCKER, City Clerk.

Approved February 28, 1877.

An ordinance to amend an ordinance entitled an ordinance relating to streets, approved January 9th, 1858.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That it shall be hereafter lawful for any person or persons, who may erect any building or buildings upon his, her or their lot or lots, fronting upon any street in said city, excepting (Court street), to build, construct, place and put bay windows in and upon such building or buildings so erected, as aforesaid, provided, that such bay windows so constructed, as aforesaid, shall not project to a greater distance than three feet, beyond the building line, the said three feet to be measured from the line of said building or buildings so erected as aforesaid.

SEC. 2. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Passed May 22, 1877.

GEORGE J. DUCKER, City Clerk.

RELATIVE TO NUISANCES.

An ordinance relative to nuisances.

The Mayor and Council of the city of Hobohen do ordain as follows:

SECTION 1. No building materials, or other materials, shall, at any time, be lodged or laid on any street, sidewalk, alleyway, or other public place, within said city, nor shall any street, at any time, be so occupied by any such material, for more than one-third of the width thereof, or longer than one month, without the written consent of the street commissioner, and all such materials shall be carefully piled up in such manner as to leave the gutter clear, by fourteen inches in width, and the depth of the curbstone, under a penalty of five dollars. Building materials. Penalty.

SEC. 2. No manure, dirt, filth, or other substance of an offensive or unwholesome nature, shall, at any time, be cast from any stable, or other building, into or upon any sidewalk, street, alleyway, or other public place in said city, under the penalty of five dollars, for each and every offence, and the cost of removing the same, together with the costs of prosecution, to be paid by the owner or occupant of any such stable or building, and the person casting the same severally and respectively each, to stand committed until the same is paid. Manure, dirt, filth, &c. Penalty. Who to pay penalty.

SEC. 3. No vacant, or other lots, shall be allowed to contain stagnant water, or other matter, of any offensive or unwholesome nature, or matter likely to become so; and the owner and occupant thereof, severally and respectively, on receiving notice thereof, by the street commissioner, according to law, shall remove or abate the same, according to said notice, or be liable to a Stagnant water, &c. Removal and abatement.

Penalty.

penalty of five dollars, together with the costs of prosecution and of removing the same, each to stand committed until the same is paid; and any person so casting any matter of an offensive or unwholesome nature, or matter likely to become so, shall be liable to a like penalty.

Removal of dirt, ice and snow.

SEC. 4. All dirt, ice, snow, or other impediment, falling or lodging in or upon any sidewalk or gutter, shall, within twelve hours thereafter, be removed therefrom by the owner or occupant of the lot adjoining the same, (unless frozen so as to injure the flagging of such removal) under the penalty of two dollars, together with the costs of prosecution and of removing the same, for every twenty-four hours neglect or refusal so to do.

Penolty.

Water, casting of.

SEC. 5. No water, or other matter, shall, at any time, be cast out, or thrown from any window or door, of any building, in or upon any street, alley, sidewalk, or other public place or lot of ground, or other building, under the penalty of five dollars, together with the costs of prosecution, and of removing the same, to be paid by the person so casting the same, who shall stand committed until such penalty be paid.

Privies. Cesspools.

SEC. 6. Every privy or cesspool, the contents of which shall be within eighteen inches, from the surface of the ground, shall be cleaned out within three days after notice thereof, by the street commissioner, to the owner or occupant of the lot, whereon such privy or cesspool stands, and for every neglect or refusal so to do, such occupant or owner, shall be liable to a penalty of five dollars, together with the costs of prosecution and of cleaning the same.

Penalty.

Running of fluid or liquid matter.

SEC. 7. No person shall cast or throw, or suffer to run into any street, lane, or alley, of said city, from his, her or their house, houses or premises, any stinking noxious, impure, offensive, or noisome water, or any

substance, or thing in a liquid or flowing state, under the penalty of five dollars, for each offence, together with the costs of prosecution, to be paid by the occupant of the premises, and the person so casting the same severally and respectively.

Passed February 13, 1856.

SAMUEL W. CAREY, City Clerk.

Approved February 20, A. D., 1856.

C. V. CLICKENER, Mayor.

RELATIVE TO NUISANCES.

An ordinance declaring nuisances.

The Mayor and Council of the city of Hoboken do ordain as follows:

Nuisances.

SECTION 1. That all sunken lots, and all parts or portions of lots, which now are, or which may hereafter become covered with stagnant water, emitting obnoxious or unhealthy odors, all filth, stagnant water, or other unwholesome or offensive matter, or substance in any lot or lots whatever, all sinks, cesspools, privies, filled to within eighteen inches of the surface; all the cellars or basements of any house, or other building, or erection, containing stagnant water, all yards, rear portions of lots, or other place or places, where any offal, blood, animal matter, substance or thing, emitting noxious or unhealthy odors, stenches or smells; all pig sties, hog pens, shall (after the space of five days, named in the notice, hereinafter described) be considered, and are hereby declared to be a nuisance.

Street Commissioner.

SEC. 2. That it shall be the duty of the street commissioner, under the direction of the committee on streets, to serve a notice in writing, upon the person or persons, or their agents or servants, having or suffering any of the annoyances, in the first section of this ordinance, declared to be nuisances, requiring him, her or them, to abate such nuisance, within the space of five days, from the day of the service thereof, under the penalty hereinafter prescribed.

Penalty for neglect or refusal.

SEC. 3. That every person or persons, their agent or agents, servant or servants, who shall neglect or refuse to obey the requirements of the street commissioner, as contained in the notice hereinbefore mentioned, before the expiration of the time named in such notice

for abating such nuisance, he, she or they so neglecting or refusing, shall for every such offense, forfeit and pay the sum of ten dollars, for every twenty-four hours that shall elapse, during the time such neglect or refusal shall continue, (to be recovered before any justice of the peace, of said city), in the manner by law prescribed.

Animals at large.

SEC. 4. That all horses, cattle, swine, goats, and geese, and all quadrupeds, animals of every kind whatever, except milch cows, between sun rise and sun set, found running at large, in any street, alley, lane, by way, throughfares, or public grounds, in the city, shall be considered, and are hereby declared to be public nuisances.

Dead animals.

SEC. 5. That no person shall suffer, or permit any dead animal to lie or remain in, or upon any lot, tenement, or premises, owned or occupied by him, her or them, within the limits of Hoboken; nor suffer nor permit any dead animal, or any portion or remains thereof, owned while living by him, her or them, to lie, or remain in or upon any street, alley, or other place, within the limits of said city; but he, she or they, shall within eight hours, after the dead of such animal, take and cover, or cause to be covered, and conveyed such animal, or the remains thereof, to some place without the city limits, and bury, or otherwise dispose of the same, or shall leave notice with the street commissioner, designating where such dead animal may be; and in case any person, or persons, shall omit to remove such dead animal, or to give the notice required, to be given as aforesaid, he, she or they, shall forfeit and pay the sum of five dollars for each offense.

Penalty.

Contract for removal of dead animals.

SEC. 6. That it shall be lawful for the committee on streets, to appoint and contract with some proper person, or persons, who shall be willing to make and enter into such a contract, to remove all dead animals, that may be found in said city, under such conditions and

restrictions, as the said committee shall deem suitable and proper; provided that no appointment, or contract as aforesaid, shall be made, involving any expense to said city, for making such removal of dead animals, without the consent of the mayor and council.

Penalty for violation of ordinance.

SEC. 7. That if any person, or persons, body or bodies, corporate, their agents, or servants, shall omit, or commit any of the acts, the omission or commission, of which are hereinbefore in the fourth, fifth, and sixth sections, of this ordinance, declared to be nuisances, he, she or they, so offending, shall, for each such offense, forfeit and pay the sum of five dollars.

Casting of manure, &c.

SEC. 8. No manure, dirt, filth, or other substance, of an offensive or unwholesome nature, shall, at any time, be cast, thrown, or laid into or upon any street, sidewalk, gutter, court yard, or space allowed for a court yard, in any street of said city, under the penalty of five dollars, for each and every offense, to be paid by the owner, or occupant, of the premises, from, or out of which such substance or thing, may be cast, thrown, or laid.

Offensive liquid matter.

SEC. 9. No person shall cast, or throw, or suffer to run into any street, lane, or alley, or any court yard, or public ground, in said city, any stinking, impure, offensive, or noisome water, substance or thing, under the

Penalty.

penalty of five dollars, to be paid by the occupant of the premises, from which the same may be cast, thrown, or suffered to run, or the person or persons casting, throwing or suffering to run such substance as aforesaid.

Noises at night.

SEC. 10. If any person, or persons, shall, during the night time, beat any drum, or blow any horn, or trumpet, or any other musical instrument, in any public street, lane, or alley, or public ground, in said city, except regularly enrolled military companies; or in case of alarms of fire, or in cases authorized by law, every person, or persons, so offending, shall be liable to a

Penalty.

penalty of five dollars, for each and every offense.

SEC. 11. That the several matters and things mentioned, in the three last preceedings sections, of this ordinance, are hereby declared to be nuisances. Nuisances.

SEC. 12. That if any person, or persons, shall, between the hours of six o'clock, in the evening, and six o'clock in the morning, ignite, set fire to, or burn, in any of the public streets, or grounds, in said city; any substance or thing whatsoever, or shall ignite, kindle, or burn any bonfire, within the limits of Hoboken, between the hours aforesaid, every person, or persons, so offending, shall be liable to a penalty of five dollars, for each and every offense, and that every such offense is hereby declared to be a nuisance. Burning substances at night. Penalty.

SEC. 13. That the provisions of the ordinance entitled, "an ordinance relating to nuisances, approved February 20, 1856," and all other ordinances, and parts of ordinances, inconsistent with the provisions of this ordinance, are hereby repealed. Repealed.

Passed September 21, 1857.

H. M. BRANDIS, City Clerk.

Approved September 22, A. D., 1857.

F. B. CARPENTER, Mayor.

An ordinance to amend an ordinance entitled "an ordinance declaring nuisances," approved September 22, 1857.

The Mayor and Council of the city of Hoboken do ordain as follows:

Amendments. SECTION 1. That section one of an ordinance entitled, "an ordinance declaring nuisances," be amended by striking out the words "after the space of five days named in the notice hereinafter prescribed.

Amendments. SEC. 2. That section three of said ordinance, be amended, by striking out the words, "any Justice of the Peace," and inserting the words, "the Recorder."

Amendments. SEC. 3. That section four of said ordinance be amended, by striking out the words, "except milch cows between sunrise and sunset."

Repeal. SEC. 4. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and they are hereby repealed.

Passed Jan. 18, 1866.

JOHN KENNEDY, City Clerk.

Approved Jan. 19, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend an ordinance entitled "an ordinance declaring nuisances," approved September 22, 1857.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section two of the said ordinance be and the same is hereby amended by striking out at the end thereof the words "within the space of five days from the day of the service thereof, under the penalty hereinafter prescribed" and inserting in lieu thereof, the word "forthwith." Amendments.

SEC. 2. That section three of said ordinance be, and the same is hereby amended, by striking out the entire section. And inserting in lieu thereof, the following: That every person or persons, their agent or agents, servant or servants, who shall neglect or refuse to obey the requirements of the street commissioner, as contained in the notice hereinbefore mentioned, he, she or they, so neglecting or refusing, shall, for every such offense, forfeit and pay the sum of twenty-five dollars for every twenty-four hours that shall elapse during the time such neglect or refusal shall continue, to be recovered before the Recorder of said city in the manner by law prescribed. Amendments. Penalty.

Passed May 17, 1866.

JOHN KENNEDY, City Clerk.

Approved May 18, 1866.

FREDERICK B. OGDEN, Mayor.

A supplement to an ordinance entitled "an ordinance declaring nuisances," approved February 20, 1856, and amended September 22, 1857.

The Mayor and Council of the city of Hoboken do ordain as follows:

Penalty for slaughtering without permit.

SECTION 1. No butcher or other person, engaged in, or acting as such, shall butcher or slaughter any sheep, lamb, calf, beef-cattle or other animal, or permit or allow the same to be done, within the limits of the city of Hoboken, except at such place as the council shall by resolution permit, under the penalty of fifty dollars for each offense.

Penalty for the non-cleansing of premises.

SEC. 2. Every butcher or other person, occupying any slaughter house, within the limits of this city, shall every day on which any animal shall, be killed therein, cause the same to be washed and throughly cleansed, under the penalty of fifty dollars for every violation of this section.

Penalty for non-removal of offal, &c.

SEC. 3. Every butcher, or other person, immediately after killing any animal, shall destroy the offal, garbage and all other offensive parts thereof, or shall remove and convey the same beyond the limits of the city under the penalty of fifty dollars for every violation of this section.

Penalty for allowing offal, etc., to run into the streets, &c.

SEC. 4. No butcher, or other person, engaged in the slaughtering of animals, within the limits of this city, shall permit or allow any offal, garbage or other offensive matter to run into or upon any lot, street, lane or alley in said city, under a penalty of twenty-five dollars for every offense.

Street commissioner to examine premises.

SEC. 5. That every butcher or other person, maintaining or keeping any slaughter house or place wherein any animal or animals are slaughtered, shall permit the street commissioner of the city of Hoboken, or any

person deputized by him to enter into said slaughter house, or other place, at any time between the hours of eight o'clock in the morning and five o'clock in the afternoon to examine the same, to see if section, second and third of this ordinance have been fully complied with, and any butcher or other person refusing to permit said street commissioner, or other person deputized by him to enter said slaughter house or other place as aforesaid, shall for each and every refusal, forfeit and pay a penalty of fifty dollars.

Penalty for non-compliance with the ordinance.

Passed Oct. 9, 1867.

JOHN KENNEDY, City Clerk.

Approved Oct. 10, 1867.

FREDERICK BOHNSTEDT, Mayor.

An ordinance to declare certain limits within which any sunken lot or lots, covered with stagnant water, shall be declared a nuisance.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That any, and each and every sunken lot or lots, covered with stagnant water, situate, lying and being within the following limits of the city of Hoboken, that is to say: Beginning at the northeastern corner of Newark avenue and Monroe street, and running thence northerly along the easterly line of Monroe street to the southerly line of First street; thence easterly along First street to the easterly line of Adams street; thence northerly along Adams street to Third street; thence easterly, along the southerly line of Third street to the easterly line of Grand street; thence northerly along the easterly line of Grand street to Sixth street; thence easterly along the southerly line of Sixth street to a point one hundred feet west of Willow street; thence southerly along a line one hundred feet west of Willow street to the northerly line of Newark avenue; thence along the northerly line of Newark avenue to the easterly line of Monroe street, the place of beginning, be and the same is hereby declared to be a nuisance.

SEC. 2. That it shall be the duty of the owner or owners of each and every sunken lot or lots, covered with stagnant water, situate within the limits mentioned in the first section of this ordinance, to fill, or cause the same to be filled in with good and wholesome material; to the end, that said nuisance may be abated forthwith.

SEC. 3. That it shall be the duty of the street com-

missioner to serve a copy of this ordinance on the owner or owners of each and every sunken lot or lots, covered with stagnant water, situate within the limits described in the first section of this ordinance, which service shall be made as directed in and by an act entitled "a further supplement to an act entitled 'an act to incorporate the city of Hoboken.'" Approved March twenty-eight, one thousand eight hundred and fifty-five, which supplement was approved ——— 1871.

And the street commissioner shall file proof of the service, of this ordinance, and the manner in which the same was served upon the owner, or owners, of each and every sunken lot, covered with stagnant water, as aforesaid, within twenty days after serving the same.

SEC. 4. That it shall be the duty of the committee of the council, on public health, to report to the council any, and all sunken lot or lots, covered with stagnant water, within the limits aforesaid, which are not filled in, at the expiration of thirty days, after service of a copy of this ordinance, upon the owner, or owners thereof; or in case the owner, or owners, thereof, could not be found, after fixing up a copy of this ordinance, upon euch lot or lots; to the end that a resolution may be passed, directing the street commissioner, to cause such sunken lot, or lots, to be filled in, pursuant to the direction of the statute, in such cases made and provided.

SEC. 5. That when any lot, or lots, within the limits aforesaid, is filled in by the street commissioner, he shall keep an accurate account of the cost, and expense of filling each lot, so filled in, and shall file a certified statement thereof, verified by oath or affirmation, in the city clerk's office, which statement shall be recorded, by the city clerk, in a book to be provided for that purpose; and the cost and expense of filling each lot shall constitute and remain a lien thereon, from the time of filing said statement, until the same is fully

paid and satisfied; and in case the same is not paid within one year, from the time of filing said settlement, such lot, or lots, shall be sold for the shortest time that any person will take the same, and pay for said filling, in the same manner as lands are, or may be sold, for the non-payment of assessments.

6th. That the Street Commissioner shall be entitled to receive one dollar for filing each statement, required to be filed, by the preceding section of this ordinance, and the City Clerk shall be entitled to receive ten cents per folio, for recording the same, which fees shall be added to and considered a part of the cost and expense of filling such lot or lots.

7th. That no person shall be permitted to place, put, cast, or throw any garbage, or other decaying, offensive matter, substance, or thing, upon any vacant, unoccupied, or unimproved lot, or land, in said City of Hoboken; and that any person or persons, convicted of violating any provision of this section, or this ordinance, shall be punished by fine, not exceeding fifty dollars, or by imprisonment, not exceeding ten days.

Passed June 27, 1871.

PETER McGAVISK, Chairman of Council.

Approved June 29, 1871.

F. L. SCHMERSAHL, Mayor.

Attest:

FREDERICK E. ROWALD, City Clerk.

An ordinance to prohibit the keeping of Swine, within the corporate limits of the City of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

1. That hereafter, each and every sty, pen, or other inclosure, with any swine, hog or hogs, therein kept, within the limits of the City of Hoboken, be, and the same is hereby declared a nuisance.

2. That it shall not be lawful for any person or persons, to keep or maintain any sty, pen, or other enclosure with any swine, hog or hogs therein, upon any lot or lots, owned, possessed, or occupied by him, her or them, within the corporate limits of the City of Hoboken; and that each, and every person, convicted of violating any provision, or provisions of this section, of the ordinance, shall be fined fifty dollars.

3. That in case all such swine, hog or hogs, are not removed, and the nuisance created, by keeping and maintaining the same, abated within twenty-four hours, after the first conviction, the person or persons, keeping, or maintaining such sty, pen, or other enclosure, with any swine, hog or hogs therein, shall be liable to further prosecution; and each and every person or persons, convicted of violating any provisions of this ordinance, upon being convicted a second time, shall be imprisoned, in the city prison, for the term of ten days.

Passed July 11, 1871.

PETER McGAVISK, Chairman of the Council.

Approved July 11, 1871.

FREDERICK L. SCHMERSAHL, Mayor.

Attest: F. E. ROWALD, City Clerk.

A Supplement to an ordinance entitled, "An ordinance declaring Nuisances," approved September 22, 1857.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That any and all buildings or places, where any grease, oil or varnish is boiled, manufactured packed, stored or kept, or any distillery, for the purpose of manufacturing ardent, or alcoholic, or ardent spirits, or any manufactury of chemicals, in which shall be generated, or from which shall issue any smoke, substance vapor, or gas, offensive to the senses, or injurious to the health of persons, within the neighborhood, or any manufactory, mill, or other establishment, for grinding of bones, or boiling the flesh therefrom, or otherwise for converting the same into manure, any manufactury for the purpose of making or generating spirits of turpentine, coal tar, lamp black, or other liquid or substance, emitting noxious, unhealthy, or injurious vapor, gas, odors, smells, or substance situate within the corporate limits of the City of Hoboken, shall be considered, and each and every of them are hereby declared to be nuisances.

SEC. 2. That it shall be lawful for the Mayor of the city, or any of the councilmen of said city, or for the Street commissioner, or the Health Warden, of said city, upon complaint made to them, or any of them, to enter into and upon any land, tenement, building, or other premises, for the purpose of ascertaining whether any nuisance exists thereon, or therein, in violation of the provisions of this ordinance, and that it shall not be lawful for any person or persons, to hinder, obstruct, or resist any such officer, in the discharge of any such

right or duty, under the penalty of twenty dollars for each offense.

SEC. 3. That it shall be the duty of the Street Commissioner to serve a notice in writing upon the person or persons, or corporation, their agent or agents, servant or servants, causing, procuring, having or suffering any of the annoyances in the first section of this ordinance, declared to be nuisances, requiring him, her or them, to abate such nuisance, within the space of twenty-four hours, from the time of service thereof, under the penalty hereinafter prescribed, which notice, in case a personal service can not be made, may be served by posting the same in a conspicuous place, on the premises, where such nuisance exists.

SEC. 4. That every person or persons, or corporation, their agent or agents, servant or servants, that shall neglect, or refuse to obey the requirements of the Street Commissioner, as set forth in the notice hereinbefore mentioned, within the time named in such notice, for abating such nuisance, shall, for every such offense, forfeit and pay the sum of twenty dollars, for each offense, and a further penalty of twenty dollars for each day thereafter, such neglect or refusal shall continue, to be recovered before the Recorder, of the City of Hoboken, in the manner prescribed by law; and the person or persons violating any of the provisions of this ordinance, shall, upon conviction thereof, stand committed, until the fine or fines imposed shall be paid.

SEC. 5. That in case the notice mentioned in the third section of this ordinance, shall be disregarded by the person or persons, corporation or corporations, or their agents or servants, upon whom the same may be served, it shall be the duty of the Street Commissioner upon a requisition from the Health Warden, of the City of Hoboken, who is hereby empowered, at his

discretion, to make such requisition to proceed to abate the said nuisance, by the removal of such parts, or portions of the machinery, or other matter, or thing, as may be necessary for the creating of said nuisance, and to order the same carted, or taken to, and stored in the public pound of said city; that if the owner or owners of the said parts, or portion of said machinery, or other matter, or thing, mentioned in this section, of this ordinance, shall not demand the same, and pay the costs of such removal, together with the penalty of twenty dollars, mentioned in the fourth section of this ordinance, within ten days after the same, shall be so carted, or taken to the public pound, aforesaid, it shall be the duty of the street commissioner to advertise the same for sale, by notices signed by, and put up at three of the public places, in the ward, from whence the same was taken, at least five days before the time appointed for the sale, and at such time the same shall be sold to the highest bidder, and so much of the proceeds, of such sale, as shall be necessary to defray the said expenses of removal and sale, shall be paid into the city treasury, by the said street commissioner; and also the penalty, or penalties, as the case may require, named in the fourth section of this ordinance, and the surplus arising from such sale, if any, shall be paid to such person, or persons, as shall exhibit satisfactory proof, that they are entitled to the same.

Sec. 6. And in case the notices, mentioned in the third section of this ordinance, shall be disregarded, after service thereof, as aforesaid, and in case such nuisance shall be produced, by offensive matter, or substance, or otherwise, as mentioned in the first section of this ordinance, (where there shall be machinery, matter, or thing, necessary for the creating of said nuisance, to be removed and sold, as aforesaid) it shall be the duty of the street commissioner, upon a requisition, received by him, from the health warden, which

said health warden is hereby empowered, at his discretion, to make, to proceed to abate such nuisance, by the summary removal of the same; or if such removal shall be deemed impracticable, in such manner as may be deemed necessary, by said health warden, doing no unnecessary damege to property, in effectually abating such nuisance.

SEC. 7. That all ordinances and parts of ordinances, inconsistent with the provisions of this ordinance, are hereby repealed.

Passed August 15, 1871.

PETER McGAVISK, Chairman of the Council.

Approved August 16, 1871.

F. L. SCHMERSAHL, Mayor.

Attest: F. E. ROWALD, City Clerk.

A supplement to an ordinance entitled "an ordinance to declare certain limits within which any sunken lot or lots covered with stagnant water shall be declared a nuisance," approved June 29, 1871.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That in addition to the lots designated in the first section of the ordinance to which this is a supplement, any and each and every sunken lot or lots covered with stagnant water, situate, lying and being within the following limits of the city of Hoboken, that is to say, all that portion of the said city of Hoboken, lying south of the southerly line of Second street in said city be and the same is hereby declared to be a nuisance.

SEC. 2. That all lots filled in for the purpose of abating said nuisance pursuant to the provisions of the said ordinance to which this is a supplement, shall be filled to a grade established by law on that portion of the city of Hoboken known as the "Coster Estate."

Passed September 3, 1872.

JOHN R. McCULLOCH, City Clerk.

Approved September 5, 1872.

F. L. SCHMERSAHL, Mayor.

An ordinance to amend an ordinance, entitled "a supplement to an ordinance to declare certain limits within which any sunken lot or lots covered with stagnant water shall be declared a nuisance," approved June 29, 1871, which supplement was approved September 5, A. D. 1872.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section two of the ordinance entitled a supplement to an ordinance entitled an ordinance to declare certain limits within which any sunken lot or lots covered with stagnant water, shall be declared a nuisance be and the same is hereby amended, by striking out the words "eighteen inches," and inserting in lieu thereof the words "two feet below the adopted grade."

SEC. 2. That all ordinances, and parts of ordinances inconsistent with this ordinance, are hereby repealed.

Passed February 25, 1873.

JOHN R. McCULLOCH, City Clerk.

Approved March 6, 1873.

F. L. SCHMERSAHL, Mayor.

A supplement to an ordinance entitled "an ordinance declaring nuisances," approved September 22, 1857.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. That no person shall build, keep or maintain any sink or privy vault or cesspool in or upon any lot in the city of Hoboken within two feet of any lot owned by another person than by him or her upon whose lot such sink, privy vault or cesspool is build under a penalty of ten dollars for every twenty-four hours the same is permitted to remain after being notified to remove the same.

SEC. 2. That every sink, privy vault or cesspool in said city built or maintained upon any lot or within two feet of any other lot owned by another person than by him or her upon whose lot such sink, privy vault or cesspool is built is hereby declared to be a nuisance; and the owner or occupier of the lot whereon such sink, privy vault or cesspool is situate to remove the same forthwith upon receiving written notice so to do; and in case the owner or occupant of the lot wherever such nuisance exists fails to remove the same within twelve hours after being served with notice so to do it shall be the duty of the street commissioner forthwith to cause said nuisance to be removed and the cost of removing said nuisance shall be added to the penalty for violating the first section of this ordinance.

SEC. 3. The notices required by this ordinance shall be signed by the street commissioner of the city of Hoboken.

SEC. 4. All ordinances and parts of ordinance incon-

sistent with the provisions of this ordinances are hereby repealed.

Passed November 11, 1873.

JOHN R. McCULLOCH, City Clerk.

Approved Nov. 17, 1873.

An ordinance to amend an ordinance entitled "an ordinance relative to nuisances," approved February 20, 1856.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the ordinance entitled "an ordinance relative to nuisances," approved February 20, 1856, be and the same is amended by striking out the fourth section and inserting in lieu thereof the following: "Section 4. All dirt, ice, snow or other impediment falling or lodging in or upon any sidewalk or gutter shall within ten hours theresfter be removed therefrom by the owner or occupant of the lot adjoining the same under the penalty of five dollars together with the cost of removing the same for every neglect or refusal so to do.

SEC. 2. That all ordinances and parts of ordinances inconsistent with this ordinance be and the same are hereby repealed.

Passed January 16, 1874.

JOHN R. McCULLOCH, City Clerk.

Approved January 21, 1874.

A further supplement to an ordinance declaring nuisances.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That each and every lot or lots covered in whole or in part with stagnant water, situate, lying and being within the city of Hoboken be and the same are hereby declared a nuisance.

SEC. 2. That it shall be the duty of the owner or owners of each and every such lot or lots covered with stagnant water to fill or cause the same to be filled in with good and wholesome earth to such a grade as may be necessary to abate the nuisance forthwith.

SEC. 3. That it shall be the duty of the street commissioner to serve a copy of this ordinance on each and every owner of any lot or lots covered in whole or in part with stagnant water by leaving said copy with said owner or owners, or in case said owners cannot be found by setting up a copy of the same upon such lot or lots and that said street commissioner shall file proof of the service of each copy of this ordinance stating briefly the manner in which the same was served, within five days after serving the same.

SEC. 4. That it shall be the duty of the committee on public health to report to the council any and all lot or lots covered in whole or in part with stagnant water, which are not filled in to such a grade as is necessary to abate the nuisance at the expiration of ten days after service of a copy of this ordinance upon the owner or owners of said lot or lots aforesaid in manner aforesaid; that thereupon the council shall pass a resolution directing the street commissioner to cause such lot or lots to be filled in to such a grade as may be necessary to abate the nuisance.

SEC. 5. That it shall be the duty of the street com-

missioner forthwith after the abatement by him of the said nuisance on any lot or lots as aforesaid to report in writing the name or names of the owner or owners of said lot or lots together with the number of the lot upon which the same existed and a detailed statement, under oath of the expense of the abament of such nuisance or nuisances to the committee on public health, which said statement shall be by the said committee filed in the city clerk's office and shall be recorded by the city clerk in a book to be provided for that purpose; and if the said expense or expenses incurred by the street commissioner in abating the said nuisance or nuisances as aforesaid, shall not be paid to the city clerk by the owner or owners of the said lot or lots, within thirty days from the filing of said report and statement of the street commissioner, it shall be the duty of the city clerk to certify the name of the owner or owners of said lots who have not paid the said expense, together with the amount of the expense to the corporation attorney to collect the same by suit or otherwise as he may deem advisable.

SEC. 6. That the street commissioner shall be entitled to receive three dollars for filing each statement required to be filed by the preceding section of this ordinance and the city clerk shall be entitled to receive ten cents a folio for recording the same and the corporation attorney five dollars for drawing the necessary papers and conducting each and every case, which fees shall be added to and considered a part of the costs and expenses of filling in such lot or lots.

SEC. 3. That all ordinances and parts of ordinances inconsistent with this ordinance, be and the same are hereby repealed.

Passed September 8, 1874.

JOHN R. McCULLOCH, City Clerk.

An ordinance to amend an ordinance entitled "a further supplement to an ordinance declaring nuisances," approved September 8, 1874.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section two of said ordinance be and the same is hereby amended by striking out the words "with good and wholesome earth," and inserting in lieu thereof "with earth or other wholesome material.

SEC. 2. That section three of said ordinance be and the same is hereby amended by adding to section three the words "for which said service the street commissioner shall be entitled to receive the sum of one dollar."

SEC. 3. That section six of said ordinance be and the same is hereby amended by striking out the words "three dollars," and inserting in lien thereof "two dollars."

Passed January 28, 1875.

JOHN R. McCULLOCH, City Clerk.

Approved February 1, 1875.

An ordinance relating to nuisances.

The Mayor and Council of the city of Hobohen do ordain as follows:

SECTION 1. No building materials, or other materials, shall, at any time, be lodged or laid on any street, sidewalk, alleyway, or other public place, within said city, nor shall any street, at any time, be so occupied by any such material, for more than one-third of the width thereof, or longer than one month, without the written consent of the street commissioner, and all such materials shall be carefully piled up in such manner as to leave the gutter clear, by fourteen inches in width, and the depth of the curbstone, under a penalty of five dollars.

SEC. 2. No manure, dirt, filth, or other substance of an offensive or unwholesome nature, shall, at any time, be cast from any stable, or other building, into or upon any sidewalk, street, alleyway, or other public place in said city, under the penalty of five dollars, for each and every offence, and the cost of removing the same, together with the costs of prosecution, to be paid by the owner or occupant of any such stable or building, and the person casting the same severally and respectively each, to stand committed until the same is paid.

SEC. 3. No vacant, or other lots, shall be allowed to contain stagnant water, or other matter, of any offensive or unwholesome nature, or matter likely to become so; and the owner and occupant thereof, severally and respectively, on receiving notice thereof, by the street commissioner, according to law, shall remove or abate the same, according to said notice, or be liable to a penalty of five dollars together with the costs of prosecution and of removing the same each to stand com-

mitted until the same is paid; and any person so casting any matter of an offensive or unwholesome nature or matter likely to become so, shall be liable to a like penalty.

SEC. 4. All dirt, ice, snow or other impediment falling or lodging in or upon any sidewalk or gutter shall within twelve hours thereafter, be removed therefrom by the owner or occupant of the lot adjoining the same, (unless frozen so as to injure the flagging by such removal) under the penalty of two dollars together with the costs of prosecution and of removing the same for every twenty-four hours neglect or refusal so to do.

SEC. 5. No water or other matter shall, at any time, be cast or thrown from any window or door of any building in or upon any street, alley, sidewalk, or other public place or lot of ground or other building, under the penalty of five dollars together with the costs of prosecution and of removing the same to be paid by the person so casting the same who shall stand committed until such penalty be paid.

SEC. 6. Every privy or cesspool the contents of which shall be within eighteen inches of the surface of the ground, shall be cleaned out within three days after notice thereof by the street commissioner to the owner or occupant of the lot wherever such privy or cesspool stands; and for every neglebt or refusal so to do such owner or occupant shall be liable to a penalty of five dollars together with the costs of prosecution and of cleaning the same.

SEC. 7. No person shall cast or throw or suffer to run into any street, lane or alley of said city from his or their house, houses or premises any stinking, noxious, impure, offensive or noisome water or any substance or thing in a liquid or flowing state under the penalty of five dollars for each offense together with the costs of prosecution to be paid by the occupant of the premises

and the person so casting the same severally and respectively.

Passed February 13, 1856.

SAM'L. W. CAREY, City Clerk.

Approved February 20, 1856.

C. V. CLICKNER, Mayor.

A further supplement to an ordinance entitled "an ordinance declaring nuisances," approved September 22, 1857.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That all buildings in said city of Hoboken which by reason of the weakness, settling or insufficiency of the walls or foundations thereof are unsafe and dangerous to human life, or which for any reason shall hereafter become unsafe and dangerous to human life are hereby declared to be nuisances.

SEC. 2. That upon complaint in writing to the council that any such nuisance exists, it shall be the duty of said council to cause proper inquiry and investigation to be made by the street commissioner under the direction of the committee on public health of said council and said street commissioner shall report the facts ascertained by him to the council forthwith and the council upon being satisfied of the truth of said report shall thereupon by resolution declare the existence of such nuisance and direct the street commissioner to notify the owner or his agent to remove and abate the same forthwith, such notice to be in writing and to specify the premises with clearness.

SEC. 3. That if said owner or agent shall fail or refuse to comply with the terms of such notice within ten days, then he, she or they so refusing, shall, for every such offence, forfeit and pay the sum of twenty-five dollars and for each day of twenty-four hours that shall elapse during which said refusal or neglect shall continue after the expiration of said notice, he, she or they shall forfeit and pay the sum of ten dollars to be recovered before the Recorder in the manner provided by law.

SEC. 4. That if any such owner or agent cannot be found or is beyond the jurisdiction of said Recorder said notice shall be affixed to the premises and upon refusal or neglect to comply with said notice by the owner or his agent, the said street commissioner shall proceed to abate the nuisance and the expense thereof shall be paid by the council from the contingent fund and the amount so paid shall be recovered according to law as a debt due from the owner to the mayor and council.

SEC. 5. That if any such owner or agent being within the jurisdiction of the recorder and being served with said notice shall fail to comply therewith, the council may direct the street commissioner to abate any such nuisance and may pay the expense thereof, but such action by the council shall not relieve such owner or agent from liability to any fine previously incurred.

SEC. 6. That all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Passed June 24, 1879.

ROBT. H. ALBERTS, City Clerk.

Approved June 25, 1879.

E. V. S. BESSON, Mayor.

A further supplement to an ordinance declaring nuisances, approved September 22, 1857.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. That no person shall remove to, bring in, draw off or allow to run off into any ground, street, lot or other place in the city of Hoboken, the contents of any vault, privy, cesspool or sink or any part thereof, and every person so offending being the owner, tenant or occupant of any premises whereon such vault, privy, cesspool or sink is located, shall forfeit and pay the sum of twenty dollars for each and every offence. Provided however, that this ordinance shall not interfere with the right to connect with any sewer as now provided for by ordinance.

SEC. 2. That no such person shall allow the contents of any such vault, privy, cesspool or sink to become offensive or injurious to the public health or to rise within two feet of the surface of the surrounding soil, or shall fill in any such privy, cesspool, vault or sink with earth or other substance without having such vault, privy, cesspool or sink thoroughly cleaned out and every person violating the provisions of this section shall forfeit and pay the sum of twenty dollars for each and every offense.

SEC. 4. That all ordinances and parts of ordinances inconsistent herewith, be and they are hereby repealed.

Passed July 8, 1879.

ROBERT H. ALBERTS, City Clerk.

Approved July 9, 1879.

E. V. S. BESSON, Mayor.

RELATIVE TO NIGHT SCAVENGERS.

An ordinance concerning night scavengers.

The Mayor and Council of the City of Hoboken do ordain as follows:

Licenses for night scavengers.

SECTION 1. There shall be licensed, from time to time, by the mayor, so many persons, residents of said city, and recommended by at least six citizens thereof, as he shall deem expedient, for the purpose of following the business of night scavengers; and such license shall expire on the first Monday of June, next, after the date thereof, subject, nevertheless, to be revoked at the pleasure of the mayor.

License fees.

SEC. 2. Each and every person, so licensed as aforesaid, shall pay to the city clerk, for each license, the sum of five dollars, for the use of the city, and one dollar for drawing and sealing the same; and the city clerk shall keep a record of such licenses, in a book to be provided for that purpose.

Record.

Qualifications

SEC. 3. No person shall be licensed, as aforesaid, unless he be of the age of twenty-one years, at least, and the owner of one or more horses, and good and sufficient cart, or carts.

Separate license.

SEC. 4. Separate license shall be taken out for every cart.

Penalty.

SEC. 5. The owner of every cart, running without license, as aforesaid, shall, in each and every case, of such violation, of this ordinance, be subject, and held to pay the penalty of ten dollars, to be sued for and recovered in the name, and for the use of the city with costs.

Penalty for not cleaning sink, etc.

SEC. 6. Any scavenger, who shall remove part of the contents of any sink, or privy, and not clean the same

to the bottom, shall be liable to a fine of twenty-five dollars, for each offense.

Hours. SEC. 7. The working hours, for the removal of sinks, privies, tubs, and cesspools, shall be from eleven o'clock at night, to three o'clock in the morning, under the penalty of ten dollars, for each offense.

Dumping. SEC. 8. The contents of any sink, privy, or cesspool, shall not be laid, cast, thrown, or dumped, in or upon any street, wharf, or pier, or in any slip or dock, (except at the regular dumping places) or in any lane, alley, lot, or vacant place, under the penalty of ten dollars, for each offense.

Reports. SEC. 9. Each scavenger shall report at the office of the street commissioner, before twelve o'clock in the day, the number and street, where his carts where at work, the previous night, and the dock at which the carts dumped; and such report shall state whether the sink has, or has not, been emptied to the bottom.

Numbering. SEC. 10. Every cart-box shall have on both sides, the number of the license painted in black figures, twelve inches in length, and at least three inches in breadth, upon a white ground, of at least eighteen inches in width.

Lamp lid for box. SEC. 11. Every box shall carry a lighted lamp, or lantern, excepting only very light moonlight nights, and the lid of each box shall be kept constantly shut, except when actually receiving the contents of tubs, and be fastened down tight, when the cart is in motion.

Filling and drawing. SEC. 12. No scavenger shall fill his box, so full as to overflow, nor allow it to leak, or drive his horse at a gait faster than a walk.

Washing, &c. SEC. 13. With every cart, or tub, a pail shall be carried, of a capacity to contain three gallons, which shall be used only for the purpose of carrying water to wash off the sidewalks, alleyways, &c., upon which any filth may have been accidently spilt. No tub shall be

Cover to tub.

used in carrying the contents of privies, to the street, without a tight cover to prevent the smell. Drivers are directed to avoid passing through the principal throughfares or streets, and to keep away from the public markets, ferry slips, &c., as much as possible.

Repairs.

SEC. 14. Whenever the street commissioner shall call the attention of the driver, of any cart, to its leaking, such cart shall not be again used, until properly repaired.

Removal of filth in case of breakage.

SEC. 15. If any loaded cart should break down, in, or upon any street, avenue, alley lane, wharf, dock, or other place, it shall be the duty of the scavenger, and of the driver, of such cart, to cause the same to be reported immediately, to the street commissioner, and to cause the removal of the nuisance, forthwith.

Removal of Nuisance.

SEC. 16. The street commissioner shall have power to direct any scavenger, or driver, of any cart, to remove a nuisance, immediately when caused, by the breaking down of a cart, and a reasonable compensation shall be paid by the owner of the broken down cart, to the owner of the cart used, for the removal of

Penalty.

the nuisance; and if any scavenger, or the driver employed by any scavenger, shall refuse, or neglect, to comply with the requirements, and directions so given, by the street commissioner, the scavenger, owning the cart, so refusing, or neglecting, shall be liable to have his license revoked, or to a fine not exceeding ten dollars.

Care of cart and implements.

SEC. 17. No scavenger, cart, or implements, shall be kept in any vacant, or open lot, or place, unless under the cover of an enclosed shed, or in house; and every cart, and all working implements, shall be cleaned immediately after use, and kept in proper condition.

SEC. 18. The price of removing the contents of sinks,

privies, and cesspools, shall be at the rate of eight cents per cubic foot.

Passed September 26, A. D., 1855.

SAMUEL W. CAREY, City Clerk.

Approved October 4, A. D., 1855.

C. V. CLICKENER, Mayor.

An ordinance to amend an ordinance entitled "an ordinance concerning night scavengers." Approved October 4, 1855.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the ordinance entitled "an ordinance, concerning night scavengers." Approved October, 4th, 1855, be, and is hereby amended, by striking out section 18, thereof, and inserting in lieu the following: The price of removing the contents of sinks, privies, and cesspools, shall be at the rate of ten cents per cubic feet.

Compensation.

Passed August 22, 1866.

JOHN KENNEDY, City Clerk.

Approved August 23, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend an ordinance entitled "an ordinance concerning night scavengers," approved August 23, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

Price for cleaning sinks, privies, &c.

SECTION 1. That the price of removing the contents of sinks, privies, and cesspools, shall be at the rate of fourteen cents per cubic foot.

Application to street commissioner.

SEC. 2. That no night scavenger shall clean or remove the contents of any privy, sink, or cesspool, in the city of Hoboken, without first making application, to the street commissioner, in writing, stating the size of the privy, sink, or cesspool, to be cleaned, and the name and residence of the owner thereof, for a permit so to do; and the night scavenger, making such application, shall pay to the street commissioner for a privy, sink, or cesspool, containing not more than one hundred and fifty cubic feet, the sum of five dollars, and for a privy, sink, or cesspool, containing more than one hundred and fifty cubic feet, the sum of seven dollars and fifty cents.

Cost of permit.

Permit.

SEC. 3. It shall be the duty of the street commissioner, upon application made to him, as aforesaid, and upon payment of the fees, aforesaid, to give to such applicant, a written permit, to clean such privy, sink, or cesspool, which permit shall be returned by the night scavenger, receiving the same, and filed in the city clerk's office.

Street commissioner to report.

SEC. 4. It shall be the duty of the street commissioner, to make a report in writing, on the first Monday in each month, to the council, of the city of Hoboken, of the number of permits by him granted, and the amounts of money by him received, therefor, and

to pay the moneys, so received, by the city treasurer, to be applied to the contingent fund.

Penalty for cleaning sinks, &c., without permit.

SEC. 5. No night scavenger shall clean any sink, privy, or cesspool, without first obtaining the written permit, of the street commissioner, so to do, under a penalty of twenty-five dollars, for each offense.

Repealer.

SEC. 6. All ordinances and parts of ordinances, inconsistent with the provisions of this ordinance, are hereby repealed.

Passed January 5, 1869.

JOHN KENNEDY, City Clerk.

A supplement to an ordinance entitled "an ordinance to amend an ordinance, entitled an ordinance concerning night scavengers," approved August 23, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section two of the ordinance entitled "an ordinance to amend an ordinance concerning night scavengers," approved August 23, 1866, be and the same is hereby amended, so that section two shall read as follows: that no night scavenger shall clean or remove the contents of any sink or cesspool in the city of Hoboken without first making application in writing to the street commissioner stating the size of the privy, sink or cesspool to be cleaned and the name and residence of the owner thereof, for a permit to do so; and the night scavenger making such application shall procure a permit and tickets endorsed by the street commissioner, for each of said tickets there shall be paid to the street commissioner a fee of two dollars, each ticket entitling the said scavenger to dump in the night soil boat one load of not more than one cubic yard, and upon dumping any load or part of a load in the night soil boat, the said scavenger shall deliver to the keeper thereof the ticket so received by him as aforesaid.

SEC. 2. That the keeper of the night soil boat shall keep his said boat well pumped and cleaned and on every dumping night he shall attend at said night soil boat from eleven o'clock in the night to three o'clock in the morning; and before any load or part of a load be dumped in said boat by any night scavenger he shall receive the ticket for said load or part of load granted

by the street commissioner as aforesaid, and he shall make a weekly return of said tickets to the city clerk at his office on the morning of every Monday.

SEC. 3. That all ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and they are hereby repealed.

Passed July 13, 1875.

JOHN R. McCULLOCH, City Clerk.

Approved July 15, 1875.

JOSEPH H. RUSSELL, Mayor.

A Supplement to an ordinance entitled, "an ordinance, to amend an ordinance, entitled, an ordinance concerning night scavengers." Approved August 23, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section two of the ordinance entitled "an ordinance to amend an ordinance, entitled an ordinance concerning night scavengers," approved August 23, 1866, be, and the same is hereby amended, so that said section two shall read as follows: That no night scavenger shall clean or remove the contents of any sink, or cesspool, in the city of Hoboken, without first making application to the street commissioner, in writing, stating the size of the privy, sink, or cesspool, to be cleaned, and the name and residence of the owner thereof, for a permit so to do, and the night scavenger making such application, shall pay to the street commissioner, for such permit, a fee of three (3) cents per cubic foot, on the contents of each sink, privy, or cesspool, for the cleaning of which a permit is granted. Amendatory section. Application for permit. Cost of permit.

SEC. 2. That all ordinances, and parts of ordinances inconsistent with the provisions of this ordinance, are hereby repealed. Repealer.

Passed June 21, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved June 22, 1870.

HAZEN KIMBALL, Mayor.

RELATIVE TO HOBOKEN AND WEEHAWKEN HORSE RAILROAD COMPANY.

An ordinance to authorize, license and permit the Hoboken and Weehawken Horse Railroad Company to lay tracks and run cars thereon in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

License to the Hoboken and Weehawken Horse Railroad Co.

SECTION 1. That it shall and may be lawful for, and license and permission is hereby given to the Hoboken and Weehawken Horse Railroad Company and their successors, to lay a double track of iron rails in the city of Hoboken, with proper turn-outs to connect with any other railroad or roads and to run rail cars thereon in

Route.

the following streets, that is to say: commencing at or near the present ferry gates in Ferry street, and running thence westerly along Ferry street to Washington street; thence northerly along Washington street and the future continuation thereof; *provided, however*, and this grant and authority being upon and with the

Superintendance.

following conditions and stipulations, to wit: That such double track shall be laid under the direction of the street commissioner and committee on streets and assessments, in or near the middle of said streets; that

Rails, distance between.

the outer rails shall not exceed thirteen feet and six inches apart, and that the rails shall be laid flush or even with the pavement; that such rails shall be laid

Grades.

on the grades now established, and shall at all times conform to such grades as shall hereafter be established by the council of said city; that the said railroad company shall keep in good repair under the like direction

Repair.

of the street commissioner and committee on streets

and assessments, the space between the said rails and two feet on each side of the outer rails; and that they shall pave the space between the outer rails and curbs on each side of the street, with Belgian Pavement, in the following manner, to wit: From Newark street to Second street, the first year; from Second to Fourth streets, the second years; from Fourth to Sixth streets, the third year; and from Sixth to Tenth streets in five years, the last term to include from Newark and Ferry streets; and but one side of the street shall be taken up at a time for the purpose of paving the same; and that in the construction of any sewer or sewers, or repairing the same, or laying any drain pipe, or water pipes or gas pipes, or in repairing, altering or grading the streets through which the above permission is given the council reserve the use of the aforesaid streets for the purpose of making any of the aforesaid improvements or repairs, and that no expense attending the removal or replacing of the rails, for the purpose of making such improvements and repairs, shall not be borne by the city or owners of property on the line of Washington and Ferry streets, and *provided, further*, that no steam power whatever shall be used on said rails, nor any other motive power except horse power, within the corporate limits of Hoboken; *and further*, that said rails or tracks shall not be used for any other purpose than the carrying of passengers, goods and merchandize.

Pavement.

Construction of sewers, &c.

Motive power.

Use of tracks.

Sec. 2. It shall be the duty of the said company, to provide and keep upon their horses attached to the cars, while in motion, suitable and proper bells to give warning of their approach, and that the cars shall not run at a greater speed than six miles an hour, and shall also provide and keep up proper lights and light up the same when the cars are run at night, and that in clearing away or removing the

Bells.

Speed.

Lights.

Snow and ice, removal of

from said tracks it shall be done in such a manner as not to interrupt the public travel upon the street, or to interfere with the rights and privileges of the occupants of property fronting on the street in which such tracks shall be laid, and that no salt or any other melting substance shall be used for removing the snow.

SEC. 3. That this grant is upon and with the further conditions that the said Hoboken and Weehawken Horse Railroad Company, shall run or cause to be run a car or cars, for the carrying of passengers on such railroad, every day each way on the arrival or departure of every Ferry boat between the hours of six in the morning and ten at night, and that no car to be used on such railroad shall exceed twenty feet in length.

Time.

Length of cars.

License fee

SEC. 4. That the said, The Hoboken and Weehawken Horse Railroad Company shall yearly and every year pay to the corporation of Hoboken, aforesaid, the sum of fifteen dollars for every one-horse car, and twenty dollars for every two-horse car which they shall run or cause to be run on such tracks, as a license fee, and thereupon the said Railroad Company shall receive a proper license from the mayor and council for each and every such car, for the period of one year, accordingly.

Fare.

SEC. 5. That it shall not be lawful for the said, The Hoboken and Weehawken Horse Railroad Company to charge, take or receive more than five cents fare for each passenger which they may carry on said railroad, between Eighth street and the Hoboken Ferry Gates, foot of Ferry street, and that said company shall sell to the citizens of Hoboken packages of twenty tickets at seventy-five cents each packages.

Tickets.

Building materials.

SEC. 6. That it shall not be lawful for any person or persons to lay or deposit any building material, or other substance, in any of the streets through or along

which said rails are hereby authorized to be laid within two feet of the track of such railroad, under a penalty of five dollars for each and every one hour that such building material or other substance, as aforesaid, are allowed to remain. Nor shall any officer of the city grant permission, or permit, or allow any person or persons to lay or deposit any building material or other substance within the distance of two feet from such tracks, under the like penalties. Penalty. Permission.

SEC. 7. And be it further ordained that this grant is given and upon the further condition, that the said, The Hoboken and Weehawken Horse Railroad Company shall, without delay, commence to lay tracks as in this ordinance, without any delay on their part and that such tracks shall be laid and railroad cars running thereon through the whole city, as aforesaid, on or before the first day of October, 1860, and said cars shall continue to run on said tracks or rails every day thereafter, unless prevented by some lawful cause or impediment. To lay tracks without delay.

SEC. 8. That in case the said railroad company shall neglect, or refuse to perform and observe any and all the conditions, provisions and stipulations contained in this ordinance or any other ordinance which may hereafter be lawfully passed by the mayor and council of the city of Hoboken, and lawfully in force, that then this ordinance and all the provisions therein contained shall be null and void, and this grant and authority to said, The Hoboken and Weehawken Horse Railroad Company, shall thereupon and immediately cease and determine. Ordinance to be void in case of neglect or refusal.

SEC. 9. That the width of the guage or space between such rails shall not exceed five feet and five inches; that all such rails shall have a tram or plate not less than five inches wide, measuring from the inside of the flange. Width of guage.

Obstructing cross-walks.

SEC. 10. No railroad car or other car used by said railroad company on their said tracks shall encumber or obstruct any sidewalk or cross-walk or any street in the city of Hoboken, for a longer period than is absolutely necessary for the safe and expeditious discharge or admittance of passengers, only, under the penalty of ten dollars for each offence, to be forfeited and paid by the said railroad company or by the agent, conductor, or driver, in whose charge such railroad car or other conveyance may be, severally and respectively.

Penalty.

Grant to other persons or company.

SEC. 11. That in case the said mayor and council should, at any future time, grant to any other person or persons or company, a grant or privilege to run cars on the railroad tracks hereby authorized to be laid by the said, The Hoboken and Weehawken Horse Railroad Company, then it shall be specially incumbent on the said, The Hoboken and Weehawken Horse Railroad Company to unite with such other person or persons, or company to whom such grant or permission may be given, in making an agreement as to the terms and compensation to be paid to said Hoboken and Weehawken Horse Railroad Company for the right and privilege of running on any part of said tracks south of Second streets; and in case the said parties cannot agree upon such terms and compensation, that then, and in that case, the said parties shall refer the matter to the said council, and their decision in the premises shall be binding on both parties and conclusive in the matter.

Construction of ordinance.

SEC. 12. That this ordinance shall not be deemed or construed as binding upon the said, the mayor and council of the city of Hoboken, nor shall it go into effect until the said, The Hoboken and Weehawken Railroad Company shall first duly execute and deliver such an instrument, in writing, conveying and agreeing and engaging on their part and behalf to stand, to abide

Bond.

and perform all the conditions, requirements contained in this ordinance, as the mayor and corporation attorney shall by their certificate approve, and not until such instrument shall be filed as certified in the office of the city clerk, which instrument, in writing, shall also contain an express covenant, binding said railroad company, and their successors, to pay an annual tax on one-half of all the capital stock of said railroad company at the same rate of taxation as other personal property shall or may be taxed. Annual tax.

SEC. 13. That the said railroad company shall, at all times, keep an office within the city of Hoboken for the purpose of transacting their business. Office.

SEC. 14. That the said Hoboken and Weehawken Horse Railroad Company shall pave the space between the rails with Belgian pavement or round paving stones, at their option, and that the said railroad company be required to lay the cross-walk with the present bridge stone that is now laid on the cross-walk, all to be laid under the supervision of the street commissioner and committee on streets and assessments. Paving.

SEC. 15. That the grant to the Hoboken and Weehawken Horse Railroad Company to lay rails through Washington street and run cars thereon, shall be for the term of twenty-five years, and at the expiration of said twenty-five years, said grant shall cease and determine, unless renewed by the mayor and council, said term of twenty-five years to date, and commence from the passage of this ordinance. Term of grant.

Passed January 3, 1860.

Approved January 4, 1860.

F. B. CARPENTER, Mayor.

An ordinance to provide for the laying of railroad tracks and runing rail cars thereon, in or over any street or highway within the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

Track to be laid under the direction of street commissioner and committee on streets.

SECTION 1. That whenever any permission shall hereafter be granted to any person or persons or corporation to lay railroad tracks and run rail cars thereon, in or over any street or highway within the city of Hoboken, such person or persons or corporations shall be subject to the following licenses condition and restriction that such track or tracks shall be laid under the direction of the street commissioner and committee on streets, that such rail shall be laid on the grades now established, and shall at all times conform to such grades as shall hereafter be established by the council of said city; that every such person or persons or corporations shall keep in good repair under the like direction of the street commissioner and committee on streets and assessments, the space between the said rails, and two feet on each side of the outer rails; and that in the construction of any sewer or sewers, or repairing or laying any drain pipe, water pipes or gas pipes, or in repairing, altering or grading the streets through which any such permission shall be given, the council reserve the use of such streets for the purpose of making any of the aforesaid improvements or repairs, and that no expense attending the removal or replacing of the rails for the purpose of making such improvements or repairs shall be borne by the city or the owners of property along the line of any such street.

Keep in repair.

Water pipes, &c.

Council's powers.

Duty of railroad companies.

SEC. 2. It shall be the duty of the said person or persons or corporation, and also of every company which has heretofore laid rails through any of the

streets of said city for the purpose of running horse cars thereon, to provide and keep upon their horses, attached to the cars, while in motion, suitable and proper bells, to give warning of their approach, and the cars shall not run at a greater speed than six miles an hour, and shall also provide and keep up proper lights, and light the same when the cars are run at night, and that in clearing away or removing the snow or ice, in and from said tracks it shall be done in such a manner as not to interrupt the public travel upon the street or to interfere with the rights and privileges of the occupants of property fronting on the streets in which such track shall be laid, and that no salt or any other melting substance shall be used for removing the snow.

Provide cars with bells.

Provide lights

Removing snow.

SEC. 3. It shall be the duty of said person or persons or corporation, and also of every company which has heretofore laid rails through any of the streets of said city for the purpose of running horse cars thereon, to run or cause to be run a car or cars for the carrying of passengers on such railroads, every day each way, every half hour, from between the hours of six in the morning, and ten at night.

Cars to run every half hour.

SEC. 4. It shall be the duty of said person or persons or corporation, and also of every company which has heretofore laid rails through any of the streets of said city for the purpose of running horse cars thereon, to pay yearly and every year to the corporation of Hoboken aforesaid, the sum of fifteen dollars for every one-horse car, and twenty-five dollars for every two-horse car, which they shall run or cause to be run on such track as a license fee; and thereupon, the said person or persons, or railroad company shall receive a proper license from the mayor and council for each and every such car for the period of one year, accordingly; said license shall take date from the first Monday in June of each year, and the city clerk shall be entitled to

License.

Clerk's fees.

receive and demand the sum of one dollar for each license granted as aforesaid.

Fare.

SEC. 5. That the said person or persons, or corporation shall not charge, take or receive more than five cents fare for each passenger, they may carry within the limits of the city of Hoboken, and such person or persons, or corporation, shall sell to citizens of Hoboken packages of twenty-five tickets at seventy-five cents for each package.

Obstructing the street.

Penalty. $10.

SEC. 6. No railroad car or other car used by any person or persons, or corporation, or railroad company, on their said tracks, shall encumber or obstruct any sidewalk or crosswalk, or any street in the city of Hoboken, for a longer period than is absolutely necessary for the safe and expeditious discharge or admittance of passengers only, under the penalty of ten dollars for each offense, to be forfeited and paid by the said person or persons, or corporation, or railroad company, or by the agent, conductor or driver in whose charge such railroad car or other conveyance may be, severally and respectively.

Keep an office

SEC. 7. That the said person or persons, or corporation, or railroad company, shall at all times keep an office within the city of Hoboken for the purpose of transacting their business.

Disturbance on cars.

Penalty. $10.

SEC. 8. No disturbance or disorderly conduct shall be allowed by the person or persons, corporation or railroad company, owning any railroad car or other car, upon the same, while passing through any street of the city of Hoboken, under the penalty of ten dollars for each offense, to be forfeited and paid by such person or persons, corporation, or railroad company, or by the agent, conductor or driver in whose charge such railroad car or other conveyance may be, severally and respectively.

SEC. 9. That in case any person or persons, or corporation, to whom permission, as aforesaid, may be

hereafter granted, shall neglect or refuse to comply with the provisions of this ordinance, then the council shall have power, by resolution, to rescind and revoke any grant or permission given by them to such person or persons, or corporation. Council have power to rescind.

SEC. 10. That every person or persons, or corporation, to whom permission shall be granted to lay railroad tracks and run cars thereon, shall enter into bonds to the city, in the sum of ($1,000) one thousand dollars, conditioned for the faithful performance of all the conditions and restrictions of this ordinance, which bonds shall be filed with the city clerk before the said person or persons, or corporation, shall proceed to lay any railroad tracks in the said city or run cars thereon.

Passed June 26, 1861.

JOHN KENNEDY, City Clerk.

Approved June 27, 1861.

JOHN R. JOHNSTON, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to provide for the laying of railroad tracks and running rail cars thereon in or over any street or highway within the city of Hoboken," approved June 27, A. D., 1861.

The Mayor and Council of the city of Hoboken do ordain as follows:

Penalty for running cars without license.

SECTION 1. That if any one-horse car, or two-horse car shall be run upon any track within this city, whether propelled by horses or mules, without a license having been first obtained for that purpose, according to the provisions of the fourth section of the ordinance, to which this is a supplement, the owner or owners of such car shall be liable to the payment of a penalty of ten dollars for every time such car shall be run without such license as aforesaid.

Passed December 4, 1861.

JOHN KENNEDY, City Clerk.

Approved December 5, 1861.

JOHN R. JOHNSTON, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to provide for the laying of railroad tracks and running rail cars thereon, in or over any street or highway within the city of Hoboken, approved June 27, A. D., 1861.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section two, of the ordinance to which this is a supplement, be amended by adding to said section the following words: "Under the penalty of five dollars for each offence to be forfeited and paid by every such person or persons, corporation or company, their agents or employes, *provided, however,* that for using salt or other melting substance, for removing snow or ice, such person or persons, corporation or company, their agents or employes, shall be subject to the penalty of fifty dollars for each and every such offence. Penalty for using salt.

SEC. 2. That section three of the ordinance, to which this is a supplement, be amended by adding to said section the following words: "Under the penalty of five dollars, to be forfeited and paid, for every omission to run such car or cars as above described. Running the cars.

SEC. 3. That if any person or persons, or corporation, their agents, or employes, shall charge, take or receive more than five cents fare from any passenger, they may carry within the limits of the city of Hoboken, or refuse to sell to any citizen of Hoboken, packages of twenty-five tickets at seventy-five cents for each package, such person or persons, or corporation, their agents or employes, shall forfeit the sum of five dollars for every such offence. Fare. Tickets.

SEC. 4. That section seven of the ordinance, to which this is a supplement, be amended by adding to said

To keep an office.

section the following words: "And in case of their neglecting so to do, such person or persons, corporation or railroad company shall forfeit and pay the sum of one dollar for every hour such person or persons, corporation or railroad company, shall neglect to keep such office within the city of Hoboken, as required by the said ordinance.

Passed Jan. 29, 1862.

JOHN KENNEDY, City Clerk.

Approved Jan. 30, 1862.

JOHN R. JOHNSTON, Mayor.

An ordinance to amend an ordinance to provide for the laying of railroad tracks and running rail cars thereon in or over any street or highway within the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. It shall be the duty of any person or persons or corporation and also of every company, which has heretofore laid or shall hereafter lay rails through any of the streets of the city of Hoboken for the purpose of running horse cars thereon to pay yearly and every year to the corporation of Hoboken the sum of ten dollars for every one horse car which they shall run or cause to be run on such track, as a license fee.

SEC. 2. That if any one horse car or two horse car shall be run upon any track within this city without a license having been first obtained for that purpose, the owner or owners of such car shall be liable to the payment of a penalty of five dollars for every time such car shall be run without such license as aforesaid.

SEC. 3. That all ordinances and parts of ordinances not consistent with this ordinance be and the same are hereby repealed.

Passed Nov. 9, 1875.

JOHN R. McCULLOCH, City Clerk.

An ordinance to amend an ordinance entitled "an ordinance to amend an ordinance to provide for the laying of railroad tracks and running rail cars thereon, in or over any street or highway within the city of Hoboken, passed November 9, 1875.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the first section of an ordinance entitled "an ordinance to amend an ordinance to provide for the laying of railroad tracks and running rail cars thereon in or over any street or highway within the city of Hoboken," which was passed on the ninth day of November one thousand eight hundred and seventy five, be and the same is hereby amended by striking out the words "the sum of ten dollars for every one horse car and ten dollars for every two horse car," and inserting in lieu thereof the words "the sum of fifteen dollars for every one horse car and twenty-five dollars for every two horse car."

Passed July 3, 1877.

GEORGE J. DUCKER, City Clerk.

RELATIVE TO RIOTOUS AND DISORDERLY ASSEMBLAGES.

An ordinance to suppress riots, disorderly and tumultuous assemblies, vice and immorality and to provide for the punishment of offenders.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. No person shall be engaged in any riot, disorderly or tumultuous assembly, under the penalty of ten dollars for each and every offence. Riots. Penalty.

SEC. 2. No person shall assault, or in any way resist or incite others to resist any policeman or other officer of the law, engaged in endeavoring to quiet said riot or disperse said disorderly or tumultuous assembly, or arrest the parties engaged therein, under the penalty of twenty dollars for each and every offence. Interference. Penalty.

SEC. 3. No person on the first day of the week, commonly called Sunday, shall play at foot ball, cricket, or engage in any other play, sport, passtime, or diversion under the penalty of five dollars for each and every offence. Play. Penalty.

SEC. 4. No person shall behave in disorderly manner on the first day of the week, commonly called Sunday, under the penalty of ten dollars for each and every offence. Sunday observance.

SEC. 5. No person shall become intoxicated or drunk by the excessive use of spirituous, vinous, or other strong liquor, under the penalty of five dollars for each and every offence. Intoxication. Penalty.

SEC. 6. No person shall wilfully, and of purpose disquiet, interrupt, or disturb, any assembly of people, met for religious worship, either by making a noise, or by rude and indecent behavior, or profane discourse, Religious meetings.

either within their place of worship or out of it, so near the same as to disturb the order and solemnity of the meeting, under the penalty of twenty dollars for each and every offence.

Penalty.

Passed October 17, 1866.

JOHN KENNEDY, City Clerk.

Approved October 18, 1866.

FREDERICK B. OGDEN, Mayor.

RELATIVE TO BATHING, &c.

An ordinance relating to bathing and indecent exposure.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. No person or minor shall at any time swim or bathe in any of the waters in or surrounding the city of Hoboken, at any place within its corporate limits, exposed to view, between the hours of six o'clock A. M. and eight o'clock P. M., under the penalty of one dollar for each and every offence. Bathing prohibited. Penalty.

SEC. 2. No person or minor shall expose his person in an indecent manner in the streets or public grounds, or on the wharves or piers, or on board of any vessel within the corporate limits of the city of Hoboken, under the penalty of five dollars for each and every offence. Penalty.

Passed June 22, 1865.

JOHN KENNEDY, City Clerk.

Approved June 23, 1865.

FREDERICK B. OGDEN, Mayor.

RELATIVE TO STAGE AND OMNIBUS DRIVERS.

An ordinance respecting stage and omnibus drivers.

The Mayor and Council of the City of Hoboken do ordain as follows:

Who to be licensed.

SECTION 1. All persons coming within, and complying with the provisions of this ordinance, may be licensed to keep and drive accomodation coaches, ombus stages or hacks, if the mayor shall deem it for the public convenience. Such license shall be issued, by the mayor on application to him, and shall specify in each case and for each coach, hack, or stage, the name of the owner, the number of the stage, coach, or hack, and the route to be taken in going to, and returning from such parts of the city for which it shall be licensed; and each and every license shall be issued under the corporate seal and attested by the city clerk.

License to be issued by mayor and provisions of license.

Age and qualification of applicants.

SEC. 2. No person unless he be of the age of twenty-one years and upwards and shall be known to be an actual resident of the city shall be licensed as aforesaid, and he shall be the owner of one or more good horses and a sufficient accomodation, coach, omnibus, stage or hack.

Licenses when to expire.

SEC. 3. All licenses granted by virtue of this ordinance shall expire on the first day of June next, after the date thereof, and may be renewed by the mayor upon application.

SEC. 4. Separate license shall be taken out for every stage, coach or hack.

Rates for licenses to be set by the council.

SEC. 5. Every person licensed by virtue of the provisions of this ordinance, shall pay to the mayor for the use of the city, for every accomodation coach, omnibus, stage or hack, which such person shall drive or use,

such sum or sums as the council shall by resolution from time to time direct, and shall also pay the sum of one dollar to the city clerk for drawing such license. Clerk's fees.

SEC. 6. The owner of any coach, stage or hack, driving without license, or using any other street or streets than those assigned by license to it, shall in each or any and every case of such violation of this ordinance be subject and held to pay the penalty of ten dollars, to be recovered in the name and for the use of the city with costs. Penalty.

SEC. 7. No person shall keep or drive, for hire or wages in this city any accomodation coach, omnibus, stage or hack by whatever name or title the same may be known or designated without being licensed as aforesaid, under the penalty of twenty-five dollars and costs of suit for every such offence, to be recovered from the owner or driver thereof, severally and respectively. Penalty for driving unlicensed hacks, &c.

SEC. 8. No person shall drive any such coach, stage, or hack, unless he be twenty-one years of age and have obtained license from the mayor for such purpose, under the penalty of ten dollars and costs of suit for every such offense to be recovered from the owner of such stage, coach or hack, and from such driver or either. Age of driver and penalty.

SEC. 9. The mayor is hereby authorized to issue licenses from time to time to drivers of such coaches, stages or hacks as often as may be necessary, and to suspend and revoke the same whenever he may deem it expedient. Mayor to issue licenses.

SEC. 10. It shall be the duty of the councilmen of each ward, when it may be necessary to fix a stand for the accomodation of coaches, stages, or hacks, together with the mayor, to designate a place for the accomodation of said coaches, stages or hacks, within their respective wards, and the place so fixed upon by a Mayor and council to designate stands for hacks, &c.

majority of them shall be the stand or place, until a change shall be made by the same authority.

Penalty for violation of above section.

SEC. 11. If any stage, coach or hack, shall stand for hire or employment in any other street or place or for any longer time than is prescribed by or under this ordinance, the owner or driver thereof shall forfeit and pay for every such offence the sum of five dollars, to be sued for and recovered from the owner or driver thereof severally and respectively, with costs in the name and for the use of the city.

Location and penalty.

SEC. 12. No stage, coach or hack, whilst upon, at or near either of the said stands, shall stand abreast or alongside of any other stage, coach or hack or carriage, under the penalty of five dollars for every such offense, to be sued for and recovered from the owner or driver thereof, severally and respectively, in the name and for the use of the city, with costs.

Powers and authority of mayor and council to make rules and regulations.

SEC. 13. The mayor of the city, with the assistance of the councilmen of each ward, respectively, shall have full power and authority to make such rules and regulations, and give such orders, respectively, the standing of accomodation stages, omnibus stages or hacks, at and upon the stands designated and specified for such coaches, stages or hacks, as may be necessary to preserve order.

Penalty for violation of rules and regulations, &c.

SEC. 14. Every owner or driver of any such coach or hack who shall neglect to obey any of the said rules, regulations or orders, shall forfeit and pay for every such offense the sum of five dollars, to be recovered, with costs, from the owner or driver of any such stage or coach, severally and respectively.

Drivers not to leave hacks, &c., penalty for violation.

SEC. 15. No driver of any stage, coach or hack, while waiting for employment at their stand, shall leave such stage, coach or hack, under the penalty of five dollars for every such offence, to be recovered from the owner or driver thereof, severally and respectively, in the manner and for the use of the city, with coasts.

SEC. 16. Every stage, coach or hack, shall be numbered on each side near the centre thereof, and on the door behind, both on the inside and outside panel, with the license number thereof in plain distinct figures, four inches in length, painted on a ground of distinct contrast color, and so placed as to be readily seen and known at all times, under the penalty of five dollars and costs of suit, for each and every day's use of such stage, coach or hack not so numbered. Numbering. Penalty.

SEC. 17. Every stage, coach or hack, when driving or used in the night, shall have fixed upon the inside of the front of the stage, coach or hack a sufficient lighted lamp or candle, under a like penalty, to be sued for and recovered as heretofore provided. Lights. Penalty.

SEC. 18. It shall be the duty especially of all police officers, marshalls and of the councilmen to report all violations of this ordinance to the attorney of the corporation.

Passed June 13, 1855.

SAMUEL W. CAREY, City Clerk.

Approved June 22, A. D., 1855.

C. V. CLICKENER, Mayor.

An ordinance to amend an ordinance entitled "an ordinance relating to omnibus and stage drivers."

Omnibus and stage drivers.

Whereas, in and by a certain ordinance, passed by the mayor and council of the city of Hoboken, entitled an ordinance relating to omnibus and stage drivers, passed June 13, A. D. 1855, and approved June 22, 1855, it is ordained that no person, unless he be of the age of twenty-one years and upwards, and shall be known to be an actual resident of the city, shall be licensed to keep or drive any accomodation coach, stage, omnibus or hack within this city.

Whereas, it is necessary for the public travel and convenience of person residing out of and beyond the limits of said city, should be licensed as aforesaid, therefore.

SECTION 1. Be it ordained by the mayor and council of the city of Hoboken, that it shall and may be lawful for the mayor to grant, to any person, who is a resident

To be licensed

of this state, a license to keep or drive any accomodation coach, omnibus, stage or hack, within said city if he shall deem it for the public convenience upon such persons, complying with the other provisions of the ordinance to which this is an amendment.

Repealer.

SEC. 2. That so much of the provisions of the said ordinance, to which this is an amendment and all other ordinances of said city inconsistent with the provisions of this ordinance be and they are hereby repealed.

Passed June 17, 1657.

H. M. BRANDIS, City Clerk.

Approved June 24, A. D., 1857.

F. B. CARPENTER, Mayor.

RELATIVE TO PORTERS.

An ordinance concerning porters.

The Mayor and Council of the city of Hoboken do ordain as follows:

Porters not to act without license.

SECTION 1. That it shall not be lawful for any person or persons to exercise the calling or employment of public porters within the limits of the city of Hoboken, without first obtaining licenses therefor, as hereinafter provided.

Who to be considered porters.

SEC. 2. That all and every person or persons exercising what is commonly called the employment of runners, and all and every person or persons who shall be discovered soliciting custom for hotels, boarding houses, forwarding transportation lines, hackney coaches or carriages, shall be considered and esteemed public porters, within the meaning of this ordinance and dealt with accordingly.

Mayor to license.

SEC. 3. That the mayor of the city of Hoboken may on application to him, and when he shall deem it for the public convenience so to do, license any person or persons, exercising or to exercise the calling or employment of public porters, in the manner and upon the terms provided for in this ordinance.

Qualifications

SEC. 4. No license to exercise the calling or employment of public porter or porters, shall be granted to any person or persons, unless such person or persons shall present to the mayor of the city of Hoboken, an application, in writing, verified by the oath of such applicant, made before the recorder of the said city, or some justice of the peace residing in said city, setting forth that such applicant is a citizen of the United States, and has a family, and resides with his family in said city of Hoboken, or, if not having a family, shall

have resided himself therein, during the six months preceding the date of such application, which application, so verified, shall be filed with the city clerk in his office, before the said license is sealed and delivered.

Cost of license.

SEC. 5. The price of a license to exercise the calling or employment of a public porter, shall be ten dollars, to be paid to the city treasurer, besides one dollar to be paid to the city clerk for drawing such license which sums shall be paid on receiving such license.

Expiration of license.

SEC. 6. All licenses to exercise the calling or employment of a public porter, shall expire on the first day of June next after the date of granting the same.

Porters to wear badges.

SEC. 7. All persons so licensed by virtue of this ordinance, shall, while actually following the calling or employment of a public porter, wear a badge or plate, denoting his right to act in the capacity aforesaid, and no person or persons so licensed as aforesaid, shall neglect or refuse to wear such a badge as aforesaid, under the penalty of five dollars for each and every offence.

Penalty.

Penalty for acting without license.

SEC. 8. That if any person or persons (except a person licensed as hereinbefore provided) shall exercise the calling or employment of a public porter within the limits of the city of Hoboken, or upon any steamboat, ferryboat, vessel or other craft, or upon any dock or pier within the city of Hoboken aforesaid, or upon any waters adjacent thereto, or over which the ordinances of said city extend, without such license as aforesaid, shall forfeit and pay the sum of twenty-five dollars and stand committed until the same be paid.

Mode of recovering of penalty.

SEC. 9. Any forfeiture or penalty arising under this ordinance shall be recovered by an action before the recorder as prescribed by the city charter and the forfeiture so recovered, shall be paid into the city treasury, and the prosecutor or complainant shall be admitted as a witness on the trial, and it shall be the duty of the

mayor, recorder, corporation attorney and any of the councilmen, constables or policemen to commence an action in behalf of the city, and in its corporate name against any person guilty of a violation of any of the provisions of this ordinance. Who to commence action.

SEC. 10. All ordinances and parts of ordinances conflicting or inconsistent with the provisions of this ordinance are hereby repealed. Repealer.

Passed July 14, 1868.

JOHN KENNEDY, City Clerk.

Approved July 15, 1868.

F. W. BOHNSTEDT, Mayor.

RELATIVE TO PEDDLERS AND PETTY CHAPMEN.

An ordinance in relation to peddlers and petty chapmen.

The Mayor and Council of the city of Hoboken do ordain as follows:

Licenses for venders.

SECTION 1. There shall be licensed by the mayor from time to time, so many persons as he shall deem expedient, recommended by at least six citizens of this city for the purpose of vending goods, wares and merchandize, (not the growth, product or manufacture of this state) from wagons, carts or other vehicles or from baskets or other packages, within this city, and such licenses shall expire on the first Monday of June next thereafter, subject, nevertheless, to be revoked at the pleasure of the mayor.

License fees.

SEC. 2. Each and every person so licensed as aforesaid, shall pay to the city clerk for each license, the sum of five dollars for the use of the city, and one dollar for drawing and sealing the same; and the

Record.

city clerk shall keep a record of such licenses in the book provided for the registry of hawkers and peddlers.

No peddling without license.

SEC. 3. No person or persons not licensed, as aforesaid shall sell or offer for sale from wagons, carts or other vehicles or from baskets or other packages, in any of the streets, lanes, alleys or other public places in said city any goods, wares, or merchandize of any kind or description, as aforesaid, or hawk the same about the streets, alleys, lanes, or other public places

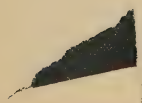
of said city for the purpose of sale, under the penalty of five dollars together with the costs of prosecution for each and every offence. Penalty.

Passed September 26, 1855.

SAMUEL W. CAREY, City Clerk.

Approved October 4, A. D., 1855.

C. V. CLICKENER, Mayor.



COMPENSATION OF THE COMMISSIONERS OF ASSESSMENTS.

An ordinance to determine the compensation of the commissioners of assessments.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The compensation to be paid to the commissioners of assessments shall be a per centage on the total amount of contractors' bills for each improvement for which assessment is made, which per centage shall be equally divided among the said commissioners.

SEC. 2. That the per centage to be paid to said commissioners shall be as follows, to wit: On all improvements the contract cost of which does not exceed five-thousand dollars ($5000), one and one-half (1 1-2) per centum on such cost. On such costs over five thousand dollars and not exceeding fifteen thousand dollars ($15,000), eight-tenths (8-10) of one per centum. On such costs over fifteen thousand dollars and not exceeding twenty-five thousand dollars ($25,000), five-tenths (5-10) of one per centum. On such costs over twenty-five thousand dollars and not exceeding fifty thousand dollars ($50,000), three-tenths (3-10) of one per centum. On such cost over fifty thousand dollars and not exceeding one hundred thousand dollars ($100,000) two-tenths (2-10) of one per centum, and on such costs over and above one hundred thousand dollars, one-tenth (1-10) of one per centum.

SEC. 3. That in case a re-assessment of any improvement previously assessed by said commissioners shall be directed by the council, the said commissioners shall not be entitled to extra compensation.

SEC. 4. That the compensation to which said com-

missioners are entitled to under this ordinance, shall be added to and included in the cost of the improvement on which the compensation is payable, and shall be assessed in the same manner as other costs of said improvements.

Passed June 13, 1871.

PETER McGAVISK, Chairman of the Council.

Approved June 15, 1871.

FREDERICK L. SCMERSAHL, Mayor.

Attest: F. E. ROWALD, City Clerk.

MODE OF PAYMENT FOR PRINTING.

An ordinance to regulate the mode of payment for the necessary printing relating to building sewers and improving streets in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That a separate bill of items for the printing and publishing of every notice or other matter or thing required to be printed or published in relation to the building of any sewer or improvement of any street in said city, shall be presented to the council; which bill shall state particularly what sewer or improvement such publishing or printing was for or in relation to.

SEC. 2. That the bills for printing and publishing the several matters mentioned in the preceeding section of this ordinance shall hereafter be paid by issuing and delivering to the printer who shall print and publish the same, improvement certificates to be paid out of the funds raised by assessment on the lands benefitted by such improvement for or on account of which the expense of such printing was received.

Passed June 27, 1871.

PETER McGAVISK, Chairman of Council.

Approved June 28, 1871.

F. L. SCHMERSAHL, Mayor.

Attest: F. E. ROWALD, City Clerk.

An ordinance to license and regulate junk shop keepers and junk dealers.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The council may at any time by resolution license any person as a junk dealer or to keep what are commonly called junk shops for the purchase and sale of junk, old rope, old iron, brass, copper, tin, lead, rags and slush, every person receiving such license shall pay to the city clerk therefore the sum of twenty dollars besides one dollar to the city clerk for drawing such license, provided, that no person shall receive such license, unless he shall have the recommendation in writing of six reputable freeholders residing in the neighborhood where such junk shop is sought to be kept stating that the applicant is a proper person to keep said junk shop.

SEC. 2. No license shall entitle any person to keep any such junk shop at or in any other place than that which is mentioned and specified in said license.

SEC. 3. Every person so licensed shall at the time of receiving said license become bound by a bond with two good and sufficient sureties to the mayor and council of said city in the sum of three hundred dollars conditioned for the due observance of all the ordinances of said city relating to junk shop keepers and junk dealers in force at any time during the continuance of said license.

SEC. 4. No keeper of a junk shop or any junk dealer shall receive in the line of his or her business any article or thing by way of pledge or pawn, nor shall he or she loan or advance any sum of money on the security of any such article or thing.

SEC. 5. Every keeper of a junk shop or junk dealer

shall provide and keep a book in which shall be fairly written at the time of every purchase a description of the article or articles so purchased, the name and residence of the person from whom such purchase was made and the day of the purchase.

SEC 6. Every such book shall at all times be often to the inspection of the mayor, councilmen or any policeman of the city of Hoboken, and each of them, or to any person who may be authorized in writing for that purpose by either of them, such person exhibiting to the person so licensed his authority aforesaid.

SEC. 7. Every such license shall continue in force until the first Monday in June next succeeding the granting of said license.

SEC. 8. No keeper of a junk shop or junk dealer shall purchase or receive in way of business, any goods articles or thing whatsoever, between the setting of the sun and the hour of seven o'clock in the morning.

SEC. 9. If any goods, articles or thing shall be advertised in any news paper printed in the city of Hoboken as having been lost or stolen and if the said goods, article or thing or any such answering to the description of the goods, article or thing so advertised, or any part or portion thereof shall then be or thereafter come into the possession of any junk dealer or keeper of a junk shop, he or she shall forthwith give information thereof in writing at the office of the recorder of said city, and shall also state from whom the same was received.

SEC. 10. Every keeper of a junk shop or junk dealer who shall receive or be in possession of any goods, article or thing which may have been lost or stolen or alleged or supposed to have been stolen shall forthwith on demand to view the same present the same to the mayor or recorder or any of the councilmen or policemen of said city.

SEC. 11. Every person so licensed as a junk dealer

or to keep a junk shop shall be entitled to keep one cart, wagon or vehicle and one boat or other vessel for the purpose of collecting junk, old rope, old iron, brass, copper, tin, lead, rags and slush in the city, provided however that if said person so licensed as aforesaid desires to keep more than one cart, wagon, vehicle, boat or vessel he shall first apply to said council for said privilege and shall pay the sum of ten dollars for each cart, wagon, vehicle, boat or vessel the said council may authorize him to use as aforesaid and provided also that any person using any such cart, wagon, vehicle or boat, or other vessel or causing the same to be used shall cause to be painted on the outside of such cart, wagon or vehicle, boat or vessel his name at length, the street and number of his place of business, the number of his license in plain letters and figures put on with black letters on white ground said letters and figures to be not less than two and one half inches in length.

Sec. 12. No person or persons except such as are regularly licensed for the purposes aforesaid according to the prosions of this ordinance or persons in the employ of such licensed person or persons shall draw or drive or procure to be drawn or driven or propelled any cart, wagon or vehicle, boat or vessel for the purposes aforesaid.

Sec. 13. Every person receiving a license according to the provivisions of this ordinance who shall violate, neglect or refuse to comply with the foregoing provisions or either of them shall for every such offence forfeit and pay the sum of twenty dollars.

Sec. 14. If any person (except a licensed person as aforesaid) shall within the corporate limits of the city of Hoboken, purchase or sell junk, old rope, old iron, brass, copper, tin, lead, rags paper or slush or draw or drive or procure to be drawn, driven or propelled any cart, wagon or other vehicle, boat or vessel or keep a junk shop or act as a junk dealer or in any way violate

any of the provisions of this ordinance so far as the same may be applicable to such unlicensed person, he or she shall for each and every such offence, forfeit and pay the sum of ten dollars.

Passed June 27, 1866.

JOHN KENNEDY, City Clerk.

Approved June 29, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to license and regulate junk shop keepers and junk dealers," approved June 29, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That sections one, eleven and fourteen of the ordinance entitled "an ordinance to license and regulate junk shop keepers and junk dealers," approved June 29, 1866, be and the same are hereby amended by inserting the words "old bottles," immediately after the word "rags," and before the words "and slush," wherever the same occur in the first and eleventh sections of said ordinance, and by inserting the words "old bottles," immediately after the word "rags" and before the word "paper" wherever the same occur in the fourteenth section of said ordinance.

Passed December 20, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved December 23, 1870.

Acting Mayor.

An ordinance to amend an ordinance entitled "an ordinance to license and regulate junk shop keepers and junk dealers," approved June 29, 1866.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. Each and every person who shall be licensed as a junk shop keeper or junk dealer, shall pay to the city clerk for the use of the city, the sum of ten dollars, and one dollar additional for the fee of said clerk.

SEC. 2. That all ordinances and parts of ordinances, inconsistent with the provisions of this ordinance, are hereby repealed.

Passed August 20, 1878.

ROBERT H. ALBERTS, City Clerk.

Approved August 22, 1878.

E. V. S. BESSON, Mayor.

An ordinance to license and regulate circuses, shows and exhibitions.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. No person or persons shall exhibit or show within the corporate limits of the city of Hoboken for any price, gain or reward, any circus, show or exhibition of any kind or description whatsoever unless such person or persons shall first obtain a license for said purpose as herein after mentioned under the penalty of one hundred dollars for each and every exhibition of such circus, show or exhibition.

SEC. 2. That the mayor and any one of the councilmen of said city or in the absence of the mayor any two of the councilmen of said city shall and may at their discretion on application to them for that purpose made, give or license in writing to any person or persons to exhibit and show within said city any circus, show or exhibition of any kind or description whatsoever, and said license shall set forth the place or places in which such circus, show or exhibition is authorized to be made, and the time or number of days it may be continued, and if the license is for a show or exhibition the kind and character thereof.

SEC. 3. That no such license shall take effect or entitle such person or persons to exhibit any such circus, show or exhibition until such person shall have paid to the city clerk one dollar for his fees and if the license is for a circus the sum of fifty dollars for the first day and twenty-five dollars for each and every day thereafter the said person or persons are authorized to exhibit or show said circus, and if the license is for any other show or exhibition the sum of ten dollars for the first day and five dollars for each and every day there-

after. The city clerk shall endorse said payment on said license, and no person or persons shall exhibit or show any circus, show or exhibition until after said endorsement has been so made as aforesaid under the penalty of one hundred dollars for each and every exhibition of such circus, show or exhibition.

SEC. 4. That either the mayor or chairman of the council may at any time direct the police force of said city to forcibly prevent any person or persons exhibiting or showing any circus, show or exhibition in said city when they may attempt so to do without first having obtained and paid for a license as hereinbefore stated.

Passed October 10, 1866.

JOHN KENNEDY, City Clerk.

Approved October 11, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to license and regulate circuses, shows and exhibitions," approved October 11, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 2. That sections one and three of the ordinance entitled "an ordinance to license and regulate circuses, shows and exhibitions" be and the same is hereby amended by striking out the words "one hundred dollars" wherever they occur in said sections and inserting the words "fifty dollars."

Passed October 31, 1866.

JOHN KENNEDY, City Clerk.

Approved November 1, 1866.

FREDERICK B. OGDEN, Mayor.

An ordinance to amend an ordinance entitled "an ordinance to license and regulate circuses, shows and exhibitions," approved October 11, 1866.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That section three of the ordinance entitled "an ordinance to license and regulate circuses, shows and exhibitions," approved October 11, 1866, be and the same is hereby amended so that said section shall read as follows: That no such license shall take effect or entitle such person or persons to exhibit any such circus, show or exhibition until such person shall have paid to the city clerk one dollar for his fees, and if the license is for a circus, the sum of one hundred dollars for the first day and fifty dollars for each and every day thereafter the said person or persons are authorized to exhibit or show said circus, and if the license is to exhibit or show a menagerie the sum of fifty dollars for the first day and twenty-five dollars for each and every day thereafter the said person or persons are authorized to exhibit such menagerie, and if the license is for any other show or exhibition the sum of ten dollars for the first day and five dollars for each and every day thereafter. The city clerk shall endorse said payment on said license and no person or persons shall exhibit or show any circus, show or exhibition until after said endorsement has been so made as aforesaid under the penalty of fifty dollars for each and every exhibition of such circus, show or exhibition.

SEC. 2. That all ordinances and parts of ordinances

inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Passed June 14, 1870.

FREDERICK E. ROWALD, City Clerk.

Approved June 16, A. D., 1870.

HAZEN KIMBALL, Mayor.

An ordinance relating to assessors.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the assessors in said city shall receive the following sums per annum which said amounts shall be in full for their services, charges and expenses of every kind whatsoever: To the assessors of the first ward the sum of three hundred dollars; to the assessors of the second ward two hundred and fifty dollars; to the assessors of the third ward three hundred dollars.

SEC. 2. That each assessor in said city shall immediately after he has made the assessment as provided by law serve a notice on each party assessed, if living in said city, and said notice shall state the valuation made of the real and personal property of the party named therein and any assessor failing so to do shall forfeit and pay a penalty of ten dollars for each and every failure so to do.

Passed June 12, 1867.

JOHN KENNEDY, City Clerk.

Approved June 13, 1867.

F. W. BOHNSTEDT, Mayor.

An ordinance authorizing the improvement of the public squares in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That all that part of Hudson Square lying westerly of a line drawn from the south westerly corner of River street and Fourth street to the north westerly corner of River street and Fifth street in the city of Hoboken, which said park is bounded on the north by Ffth street, on the west by Hudson street, and on the south by Fourth street, be improved and ornamented by grading the same, by laying gas, water and drain pipes, laying out and flagging with whatever materials the council may adopt, foot walks, setting curbstones, and planting trees therein according to such plans as may be hereafter adopted for that purpose.

SEC. 2. That the public park situate in said city of Hoboken, and bounded easterly by Garden street, southerly by Fourth street, westerly by Willow street, and northerly by Fifth street, be improved and ornamented by filling and grading the same, by laying gas, water and drain pipes, laying out and flagging foot walks, setting curbstones and planting trees therein according to such plan as may be hereafter adopted for that purpose.

SEC. 3. That all costs and expenses incurred by improving and ornamenting said parks as aforesaid shall be assessed upon the lands and real estate situate in the said city of Hoboken, in proportion to the benefit received, in pursuance of the statute in such case made and provided, which assessments shall be and remain a lieu upon the lands and real estate so assessed until the same be paid.

SEC. 4. That said improvements shall be made and carried on under the direction of the committee on public grounds and buildings, and that said committee be authorized to advertise for plans and specifications for said improvements to be made, provided, such plans shall not be adopted until the same are approved by resolution of the mayor and council of the city of Hoboken.

Passed July 5, 1872.

JOHN R. McCULLOCH, City Clerk.

Approved July 6, 1872.

F. L. SCHMERSAHL, Mayor.

An ordinance authorizing the improvement of the public square situate in the city of Hoboken and bounded northerly by Fifth street, southerly by Fourth street, easterly by Garden street and westerly by Willow street.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. That the public square situate in the city of Hoboken, bounded northerly by Fifth street, southerly by Fourth street, easterly by Garden street and westerly by Willow street be improved and ornamented by filling and grading the same, by laying gas, water and drain pipes, laying out and flagging foot walks, setting curbstones and planting trees therein according to such plan as may be hereafter adopted for that purpose: provided, the cost and expense of said improvement shall not exceed twenty-five thousand dollars.

SEC. 2. That said improvements shall be made and carried on under the direction of the committee on public grounds and buildings and that said committee be authorized to cause plans and specifications for said improvement to be made, provided such plans and specifications shall not be adopted until the same are approved by resolution of the mayor and council of the city of Hoboken.

SEC. 3. That the costs, charges and expenses of said improvement shall be paid by money to be raised for that purpose by issuing bonds therefore pursuant to the provisions of an act entitled "a further supplement to an act entitled an act to incorporate the city

of Hoboken," approved March twenty-eighth, which supplement was approved April 4, 1873.

Passed May 27, 1873.

JOHN R. McCULLOCH, City Clerk.

Approved May 28, 1873.

A supplement to an ordinance entitled "an ordinance authorizing the improvement of public square bounded northerly by Fifth street, southerly by Fourth street, easterly by Garden street and westerly by Willow street.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That all the foot walks and paths, circular and ornamental places on the public park situated between Garden, Willow, Fourth and Fifth streets, as shown on the map made by Otto F. Wegener, city surveyor and filed in the city clerk's office shall be laid and paved with blue stone flagging and white gravel.

Passed June 23, 1874.

JOHN R. McCULLOCH, City Clerk.

Approved June 24, 1874.

An ordinance authorizing the improvement of the public square known as Hudson square in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the public square known as Hudson square bounded on the north by Fifth street, on the west by Hudson street, on the south by Fourth street, and on the east by the high water line of the city of Hoboken be improved by grading the same by laying gas, water and drain pipes, laying out aud flagging with whatever materials the council may adopt, foot walks, setting curbstones and planting trees therein according to such plan as may be hereafter adopted for that purpose.

SEC. 2. That all the cost and expense incurred by improving said park as aforesaid shall be paid as provided in the further supplement to an act entitled "an act to incorporate the city of Hoboken, approved March 28, 1855," approved March 13, 1873.

SEC. 3. That said improvements shall be made and carried on under the direction of the committee on public grounds and buildings and that said committee be authorized to advertise for plans and specifications for said improvements to be made, provided such plans shall not be adopted until the same are approved by resolution of the mayor and council of said city.

Passed November 17, 1874.

JOHN R. McCULLOCH, City Clerk.

Approved November 25, 1874.

An ordinance to create a sinking fund.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the surplus of all moneys raised by assessments remaining after the improvement certificates issued for any particular improvement have been redeemed, all moneys received from the sale or redemption of lands sold for non-payment of assessments, on all improvements, which have been paid for in whole or in part with moneys realized from the sale of lands issued in pursuance of an act entitled "an act to authorize the mayor and council of the city of Hoboken to borrow money for the existing debts and liabilities and to issue bonds for the same," approved April 3, 1872, and such other moneys not otherwise appropriated as the committee on finance may from time to time direct shall constitute a separate fund to be known and designated as the "Sinking fund" for the redemption of the bonds issued in pursuance of the act hereinbefore mentioned.

SEC. 2. That all moneys raised by taxation to pay principal or interest on the bonds mentioned in the first section of this ordinance shall as soon as collected be placed in the said sinking fund.

SEC. 3. That all moneys placed in said sinking fund shall forthwith be deposited in some safe banking institution to be designated by resolution of the mayor and council where the same will bear interest at a rate not less than six per cent per annum, which deposits shall be made in the name of the treasurer of the city of Hoboken.

SEC. 4. That no money shall be drawn from said sinking fund for any purpose whatever, except to pay

interest on the said bonds until the principal of said bonds becomes due.

SEC. 5. That it shall be the duty of the city treasurer within not more than five, nor less than two days of the time designated for payment of interest on said bonds to draw from said sinking fund a sufficient amount to pay said interest then coming due, and to deposit the same in the First National Bank of Hoboken for the payment of such interest and that the said treasurer shall also keep a separate account of the moneys drawn from the sinking fund for payment of interest on said bonds.

Passed May 20, 1873.

JOHN R. McCULLOCH, City Clerk.

Approved May 28, 1873.

An ordinance providing for the appointment of a keeper of the public park, known as Church square.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. There shall be appointed by the council an officer to be called "Park keeper," who shall hold his office for one year or until his successor may be appointed.

SEC, 2. It shall be the duty of the park keeper to keep in good and proper condition the walks and grounds of the said park and to prevent persons and animals from trespassing upon the grounds thereof and the destruction of the plants or trees growing thereon.

SEC. 3. That said park keeper shall be on duty at said park from seven o'clock in the morning until nine o'clock in the evening from May 1st to October 31st, and from eight o'clock in the morning until five o'clock in the evening from Nov. 1st to April 30th of each and every day and shall receive as a compensation or salary the sum of $700 to be paid in equal monthly payments.

Passed May 18, 1875.

JOHN R. McCULLOCH, City Clerk.

Approved May 19, 1875.

JOSEPH RUSSELL, Mayor.

An ordinance providing for the appointment of a keeper of the public park, known as Hudson square.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. There shall be appointed by the council an officer to be called park keeper who shall hold his office for one year unless sooner removed for just cause in accordance with the provisions of the charter of this city.

SEC. 2. It shall be the duty of the park keeper to keep in good and proper condition the walks and grounds of the said park and to prevent persons and animals from trespassing upon the grounds thereof and the destruction of plants or trees growing thereon.

SEC. 3. That said park keeper shall be on duty at the said park from 7 o'clock in the morning until 9 o'clock in the evening from May 1st to November 1st, and from 8 o'clock in the morning until 5 o'clock in the evening from November 1st to May 1st of each and every day and shall receive as a compensation or salary the sum of $700 to be paid in equal monthly payments

Passed May 1, 1877.

GEORGE J. DUCKER, City Clerk.

Approved May 2, 1877.

JOSEPH RUSSELL, Mayor.

An ordinance to establish a public storage yard in the city of Hoboken.

The Mayor and Council of the City of Hoboken do ordain as follows:

SECTION 1. That the mayor and council shall have power by resulution to designate some lot of ground in said city, the property of the said mayor and council as a public storage yard for the reception of such property belonging to the said the mayor and council as may be directed to be placed thereon, or such other property as may be placed thereon by the said the mayor and council or by the street commissioner in accordance with the ordinances of said city.

Passed February 15, 1876.

JOHN R. McCULLOCH, City Clerk.

Approved February 16, 1876.

JOSEPH RUSSELL, Mayor.

An ordinance to regulate the keeping of camphene and other dangerous materials and other purposes.

Be it enacted by the Mayor and Council of the City of Hoboken:

SECTION 1. No person shall keep for sale or shall store in any building or place within the city of Hoboken any petroleum either crude or refined, or benzine, exceeding one hundred gallons in quantity without license from the mayor and council under the penalty of fifty dollars for each offence, and the further penalty for every day such petroleum, either crude or refined, or benzine, shall be suffered or permitted to remain after notice to remove the same.

SEC. 2. Every person desiring to obtain a license to keep petroleum either crude or refined, or benzine for sale or store in any building or place within said city, shall make written application therefor to the mayor and council of said city stating in said application the place or building in which he desires to sell or store the said petroleum either crude or refined, or benzine, and the manner in which he proposes to keep the same, and the said the mayor and council shall examine the said premises with reference to the safety of granting the said license, and after the said report the said the mayor and council may act upon the said application.

SEC. 3. No petroleum either crude or refined, or benzine shall be stored in any building or place within two hundred feet of any dwelling house, barn or manufacturing establishment unless the consent of the owner or owners of such property be first had in writing.

SEC. 4. All licenses granted under the provisions of this act shall continue in force one year from the date

of said license, and such person obtaining such license shall pay the sum of twenty-five dollars to the city clerk for the use of the said city.

Passed March 17, 1876.

Approved March 22, 1876.

JOSEPH RUSSELL, Mayor.

An ordinance to provide for the protection of chimneys and smoke stacks.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. The owner or owners of any factory or factories shall cause the smoke stack or chimneys connected with their said factory or factories to be covered and protected by a covering of wire or other material so that sparks and embers cannot issue therefrom to the injury and damage of surrounding property.

SEC. 2. Any owner or owners not covering and protecting his said chimneys as aforesaid shall upon being notified by the chief of police to so cover and protect the same, and if he fail so to do within one week from the receipt of said notice he or they shall be liable to a fine not to exceed twenty-five dollars.

Passed February 20, 1877.

GEORGE J. DUCKER, City Clerk.

Approved February 28, 1877.

JOSEPH RUSSELL, Mayor.

An ordinance to authorize the purchase of land and the erection thereon of a school house.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the committee on public grounds and buildings of the city of Hoboken be and they are hereby authorized to purchase in the name of the mayor and council of the city of Hoboken a lot of land known and described as follows to wit, commencing at a point in the westerly line of Park avenue, fifty-eight feet southerly from southwesterly corner of said avenue and Sixth street, running thence southerly ninety feet, thence westerly parallel with Sixth street 100 feet, thence northerly parallel with Park avenue 148 feet, thence easterly parallel with Sixth street 14 feet, thence southerly parallel with Park avenue 58 feet, thence easterly parallel with Sixth street and to the place of beginning 86 feet at a price not to exceed eleven thousand seven hundred and fifty dollars.

SEC. 2. That the said committee shall procure plans and specifications to be made for the erection of a school house and submit the same to the council of said city for action thereon.

Passed March 6, 1877.

GEORGE J. DUCKER, City Clerk.

Approved March 14, 1877.

JOSEPH RUSSELL, Mayor.

An ordinance to prohibit the erection of wooden buildings within certain limits in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That no person or persons shall at any time hereafter erect or construct or cause to be erected or constructed any frame or wooden building or buildings in that portion of the city of Hoboken, lying east of the westerly line of Willow street, and including the said westerly line of Willow street.

SEC. 2. That no person or persons shall at any time hereafter remove or cause to be removed any frame or wooden building which may stand or be erected outside of the limits prescribed in the foregoing section to any point or points that may be within the limits prescribed in said section.

SEC. 3. That any person violating any of the provisions of this ordinance shall be liable to a fine of fifty dollars upon conviction for the same and shall in addition thereto forfeit and pay the sum of ten dollars for every day that such building or buildings shall be kept and maintained within the limits prescribed as aforesaid.

SEC. 4. That all ordinances and parts of ordinances inconsistent with any of the provisions of this ordinance, are hereby repealed.

Passed June 26, 1877.

GEORGE J. DUCKER, City Clerk.

Approved June 27, 1877.

JOSEPH RUSSELL, Mayor.

An ordinance to provide for the giving notice of any proposed assessment to the person or persons against whom, and upon whose property such assessment will be made.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That when the commissioners of assessments of the city of Hoboken shall have determined upon any assessment for any improvement, and shall have made a table or statement, showing each lot or parcel of land which may be aseessed, and the amount to be assessed thereon, and the name of the person or persons to whom such parcels will be respectively assessed, they shall before reporting such assessment to the council, give a written or printed notice to each person proposed to be assessed, which notice shall be served personally upon the owner of each parcel or lot so to be assessed, if such owner can be found in the city, and if such owner cannot be found in the city, then such notice shall be mailed to him or her, if his or her post office address can be ascertained, postage prepaid, and if such address cannot be found, than such notice shall be posted on the property to be assessed ten days before the time of hearing objections, hereinafter mentioned, which notice shall inform the person to be assessed, of the property which will be assessed, and of the amount of such assessment, and what the same is for, and shall inform such owner of the time and place when and where any objections to said proposed assessment will be heard.

SEC. 2. That at such time and place said commissioners shall hear and consider any objections presented, and having considered the same, they shall correct said

proposed assessment if they shall determine any corrections to be necessary and shall thereupon report such assessment to the council, and in case no one shall appear to object, such assessment shall forthwith be reported to the council, and any report shall state what objections were made, if any, and what corrections were made, if any.

SEC. 3. That said commissioners shall determine the proper expense to be incurred in each case for the giving of the said notices, and shall include the said expense as part of the incidental cost of such improvement, and shall assess the same according to law.

SEC. 4. That all ordinances and parts of ordinances inconsistent herewith, be and they are hereby repealed.

Passed June 8, 1880.

ROBERT H. ALBERTS, City Clerk.

Approved June 10, 1880.

JOHN A. O'NEILL, Mayor.

An ordinance to ratify the contracts entered into by the board of water commissioners of the city of Hoboken with the Hackensack Water Company for a supply of pure and wholesome water in the city of Hoboken.

Whereas the present water supply of the city of Hoboken is not pure and wholesome and the public health of said city is there by constantly endangered and it is a public necessity that relief should be had and such relief will be had under the terms of the contracts referred to in the title of this ordinance, therefore,

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the action of the board of water commissioners of the city of Hoboken in making two certain contracts with the Hackensack Water Company dated September 2nd, 1881 for a supply of pure and wholesome water from the Hackensack river be and the same is hereby ratified, confirmed and adopted as the act of the corporate authorities of said city.

SEC. 2. That all ordinances and parts of ordinances inconsistent herewith be repealed.

Passed September 27, 1881.

City Clerk.

Approved September 29, 1881.

E. V. S. BESSON, Mayor.

An ordinance to designate the number, kind and manner of erection of external fire escapes on public buildings in the city of Hoboken.

The Mayor and Council of the city of Hoboken do ordain as follows:

SECTION 1. That the number, kind and manner of erection of the external fire escapes, or means of exit in case of fire, which are required to be provided by all persons owning, leasing, or in any manner having charge or control of any hotel, boarding house, for the accomodation of the public, any public school or other building, factory, manufactory, or workshop of any kind, in which guests, students, employes or operators, to the number of thirty or more, are accommodated, or steadily or casually at work or congregate, by the provisions of an act of the Legislature of the State of New Jersey, entitled, "an act to provide for the better security of life and limb in cases of fire in hotels and other buildings," approved March 17, 1882, shall be as follows: Each building shall be provided with one or more, at the option of the council, external fire escape of a kind and erected in manner according to the following:

SPECIFICATIONS FOR THE CONSTRUCTION OF "OUTSIDE FIRE ESCAPES" FOR FACTORIES AND SIMILAR BUILDINGS, SCHOOL HOUSES &c.

An outside fire escape to consist of iron balconies three feet wide, taking in one or more windows at every story, and connecting said balconies by iron stairs, and provided with an iron drop ladder to lead from the balcony at the first story to the ground, all to be constructed as follows:

BRACKETS:

Brackets must not be less than $\frac{1}{2}$x$\frac{3}{4}$ inch wrought iron, placed edgewise, or $1\frac{3}{4}$ inch angle iron, well braced and not more than three feet apart; and the braces to brackets must not be less than $\frac{3}{4}$ inch square wrought iron, and must extend at least two-thirds of the width of the respective brackets or balconies. In all cases the brackets must go through the wall and the end be turned down three inches, or in cases of houses already built, the ends must be secured by a wrought iron washer six inches diameter, with screw end and nut to bracket.

RAILINGS AND BALCONIES:

Bottom rails must be $\frac{1}{2}$x$\frac{1}{4}$ inch, wrought iron, well leaded into the wall; the top rails of balcony must be $\frac{1}{2}$x$\frac{1}{2}$ inch wrought iron, and in all cases must go through the walls or studding, and be secured by nuts and 4-inch washers; the filling in bars must not be less than $\frac{1}{2}$ inch round or square wrought iron, placed not more than six inches from centres, and well riveted to the top and bottom rails, the latter to be riveted or screwed to the ends of brackets.

The hight of balcony railings shall not be less than two feet nine inches, and the ends of balconies shall under no circumstances extend more than nine inches over or beyond the brackets.

The openings for stairs in all balconies shall not be less than twenty inches wide by thirty-six inches long.

The flooring of balconies must be of wrought iron $1\frac{1}{2}$x$\frac{3}{8}$ inch slats, placed not over $1\frac{1}{4}$ inch apart, and secured and riveted to iron battens $1\frac{1}{2}$x$\frac{3}{8}$ inches, not over three feet apart, or to angle irons connected with the brackets.

STAIRS:

The stairs in all cases must be eighteen inches or more wide, as the council may direct, and constructed

of $\frac{1}{4}$x$\frac{1}{2}$ inch wrought iron, sides or strings; steps may be of cast iron of the same width as strings, or $\frac{5}{8}$ inch round wrought iron, double rungs, well riveted to the strings.

The stairs must be secured to the iron brackets on top or bottom or be secured to extra cross-bars; all stairs must have $\frac{3}{4}$-inch wrought iron hand-rails, well secured and braced.

Drop ladders from lower balconies shall not be less than fourteen inches wide, and shall be made of 2x$\frac{3}{8}$-inch sides and $\frac{5}{8}$-inch rungs of wrought iron, and in no case shall a drop ladder be over twelve feet in length.

SCHOOLS:

In all school buildings, the outside fire escapes must be constructed as regular stairs, the balconies forming the landings; the stairs must be so constructed that the rise of steps be not more than six inches, and the width of tread in proper proportion; the balconies must be accessible through doors opening out, rising sash windows reaching down to floors.

SEC. 2. That it shall be the duty of the street commissioner of the city of Hoboken, whenever directed so to do by the mayor and council, to give notice in writing to the owner or lessees, or the person having charge or control of said building or buildings of the requirements of the said act of the Legislature mentioned and referred to in section 1 of this ordinance, and also of the requirements of this ordinance, and to set forth in said notice the number, kind and manner in which said external fire escape or escapes is or are to be erected as required by this ordinance, and the penalty which any such owner, lessee, or person having charge or control of said building or buildings will incur by refusal or neglect to comply with said law and this

ordinance within ninety days after service of such notice.

Passed April 24, 1883.

THOMAS MILLER, Chairman of the Council.

Approved April 28, 1883.

E. V. S. BESSON, Mayor.

Attest: C. H. MILLER, Acting City Clerk.

INDEX

TO

ORDINANCES OF THE MAYOR AND COUNCIL

OF THE

City of Hoboken.

A

PAGE

Assessors,
fees of 288
serve notice on party assessed immediately after assessment made, stating valuation 288
Assessments,
collector of 96
commissioners of 274, 305
Assistant City Clerk,
how appointed 93
duties of 93
bond of 93
salary of 93
Auctioneers,
how licensed 73
license fee 73
bond of 73
sales by auction 73
compensation of 73
sales where to be made 74
sales by legal process 74
unlicensed persons 74

B

PAGE

Bathing,
in city limits prohibited....263
Benzine,
(see Petroleum).
Board of Education,
(see Education, Board of).
Buildings,
erection of....82, 83
projecting beyond street....82, 83
removal of, and encroaching on streets....85
penalty to owners....85
dangerous, removal of....156, 223
wooden or frame....304
Burial Ground of Hoboken,
improvement of....66
map of....66
enclosure of....66
free burial ground....66
sale of lots....67
deed....67
price of lots....67
appointment of city inspector....67
permits....67
removal of corpses....67
bodies not recognized....67
certificate of physician stating cause of death....68
certificate filed in city clerk's office....68
duty of city inspector....68
inspector to keep register of deceased persons....68
city inspector to have charge of ground....68
owners of lots, privileges of....68
gates to open in....68
not to remove trees....68
committee to remove or trim trees....68
rules for digging graves and vaults....69

PAGE

Burial Ground of Hoboken,
rules for inscriptions....69
charge for digging grave....69
permit for interment....69
charge for use of receiving vault....69
picking flowers prohibited....70
penalty for defacing monument or driving over lots....70
access to cemetery....70
rates of driving....70
dead bodies....71
no interment without permit....71
permits to be preserved and returned....71
no new burying ground or like institution to be established in city limits....71
depth of graves....71
sextons to make returns....71
no removal without permit....72
permit coupons to be preserved and returned....72
dead bodies not to be retained or exposed....72
city inspectors fees....72

Carts,
licensing of....3
who may have license....3, 5
expiration of license....3
transfer of license....3
number on....4
license fee....4
registry of license....4
penalty for use of unlicensed cart....4
cartage fees....4
penalty for overcharging....4
Camphene,
(see Petroleum).

PAGE

Cattle,
running at large 59
on sidewalks 59
penalty 59
driving through streets 60
slaughtering in city limits 61
Cemetery, Hoboken,
(see Burial Ground of Hoboken).
Chapmen,
(see Peddlers).
Chimneys of Factories,
to be covered 302
Circuses,
license 283, 285
who may give license 283
license fee 283, 285, 286
Cisterns,
(see Wells).
City Clerk,
to correct register of firemen 12
ordinance defining duties of 89
clerk of council, keep minutes, file reports, &c 89
have charge of city seal 89
have custody of records, documents, papers, maps, &c 89
engross resolutions and ordinances 89
record official bonds 90
submit ordinances to mayor 90
notify officers of city of passage of resolutions affecting them 90
issue notices to members of committees to attend. 90
countersign licenses 90
keep account of money received 90, 91
keep "ledger" 91
office hours 91
fees for copies 91, 92
attend meetings of commissioners of appeals 92

PAGE

City Clerk,
report proceedings of commissioners of appeals to council 92
ordinance prescribing duties of assistant city clerk 93
City Prison,
location of 62, 63
keeper of 62, 63
duties of keeper 63
residence of keeper 64
salary of keeper 64, 65
City Surveyors,
how appointed 82, 83, 84
duty of 82, 83, 84
oath of 82, 83
bond and sureties of 84
to certify grade 84
fees of 85, 86
street surveyor 84
to find lines of streets 85
to make grade map 86
file said maps in city clerk's office 86
file notes and memoranda 86
draw specifications for street improvements 86
file same in city clerk's office 86
mark with stakes lines and grades 86
fees for services 86
fees on improvements 87
completion of improvements 87
penalty for violating ordinance 88
City Physician,
appointment of 117
qualifications of 117
duties of 117
duties of, concerning poor 117
make quarterly statement of each pauper attended 118
attend meeting of committee on alms 118

PAGE

City Physician,
compensation of ... 118
removal of, for mal-practice, &c ... 118
term of office ... 118
sending patient to hospital ... 119
City Treasurer,
(see Treasurer of City).
Collector of Taxes,
manner of keeping books ... 94
cash-book ... 94
delinquent book ... 94
whenever sum collected amounts to ten thousand dollars, pay over same ... 95
mark on tax bill date of payment ... 95
neglect, failure or refusal to perform duty, penalty for ... 95
Collector of Assessments,
compensation of ... 96
Collector of Revenue,
bond of ... 97
duties of ... 97
notice of payment of taxes ... 97
return delinquents' names to city clerk ... 98
make return of unpaid taxes to city clerk ... 98
when to demand payment of tax ... 98
give notice of meeting of commissioners of appeal ... 98
record of delinquent tax payers ... 98
deliver statement to treasurer showing fund to which money should be credited ... 98
deliver to city clerk on first Monday of each month a statement ... 98
countersign all warrants ... 98
report condition of funds to council on first Monday in each month, in writing ... 99
keep cash book ... 99
keep delinquent book ... 99

PAGE

Collector of Revenue,
when ten thousand dollars collected, pay over the same....100
when tax bill paid mark on it date of payment ..100
collect unpaid water rents 100
first day of May after their delivery to him, make out list of unpaid water rents and deliver same to city clerk....101
to collect assessments for improvements....101
keep record of assessments 101
prepare lists of arrearages of taxes and assessments for advertisement in the corporation paper....102
subject to resolution of mayor and council....103
office hours 103
neglect or refusal to perform duty penalty....104
time of paying over monies collected....104
Commissioners of Assessments,
compensation of....274
duties of....305, 306
notice of hearing objections....305
Corporation Attorney,
conduct law business of city....120
conduct legal proceedings to open streets, &c....120
draw leases, contracts, &c., for city 120
advise mayor and council....120
draw ordinances....120
prepare legislative bills....120
prosecute and defend all actions 120
report condition of actions pending to council at first regular meetings in November and May in each year....121
keep register of all actions 121
salary of 121, 124
entitled to costs....121
deliver property of office to successor....121
power to institute action....121

PAGE

Corporation Attorney,
power to compromise action....122
shall be attorney and counsel....122
when he may appeal cases....122
make report to treasurer first Monday in November and May in each year....122
settle account with treasurer....122
bond of....123
appointment of....123, 124
Corporation Printer,
publishing....44
compensation of....44
Cryers,
(see Auctioneers).

D

Dangerous Buildings,
removal of....156
Dead Animals,
in streets, nuisances....45
removal of....45
skinning of....45
penalty....45, 46
contract for removal of....46
Dogs,
running at large....47
tax on....47
mayor's proclamation....47
unmuzzled dogs to be impounded....48
fees of pound-keeper....48
penalty....48
Drunkeness or Intoxication,
penalty for....261

E

Education, Board of,
time of meeting of....159

PAGE

Education, Board of,
organization of 159
powers and duties of 159
supplies, procuring of 160
evening schools 160
duties of 160, 161
treasurer's bond 161, 164
auditing claims 161
treasurer's duty 161
statement of money required for school year to be laid before council 161
board to observe ordinances 161
trustees not to be interested in contracts 162
rules of, how limited 162, 165
roll books of teachers 162
salary of secretary 163, 166
salary of treasurer 163
contagious diseases 165

Entertainment, Houses of,
(see Houses of Public Entertainment),

Exhibitions,
(see Circuses).

Express Wagons,
petition for, license for 6
bond of petitioner 6
license for 6
filing of bond 7
action on bond for negligence, &c. 7
age of drivers 7
license fees 7, 9
penalty for carying express matter without license .. 7
name of owner to be printed on 8
penalty for using wagon without name or number thereon 8

F

PAGE

Fighting,
publicly, penalty for 261
Fines,
for false alarm of fire..... 27
collected by justices of the peace to be paid over to city treasurer..... 30
penalty for neglect of justice to pay over same ... 30
justices to report to council monthly the fines collected 30
for hindering pound keeper..... 48
Fire Arms,
firing of guns 49
penalties..... 49
shooting grounds 49
Fire Escapes,
who are required to erect..... 308
number of 308
kind of..... 308
manner of erection of..... 308
for schools. 310
duty of street commissioner 310
Fire Department,
officers of..... 10
age of members of 10
chief engineer, election of 10
assistant engineers, election of..... 10
inspectors of such elections 10
confirmation of elections by council 10
new election if not confirmed or in case of vacancy 10
special election ordered by council, when 10
board of officers of..... 11
qualification of chief and assistant engineers..... 11
duties of an assistant engineer 11
sale of old fire apparatus 11

PAGE

Fire Department,
duties of chief engineer 12
report of chief engineer 12
firemen's register 12
complaints against firemen 12
repairs to fire apparatus 12
inspection of fire apparatus 12
payment of claims for work done 12, 13
Hoboken fire department fund 13
company officers 13
duty of secretary of the company 13, 17
duty of members in going to and returning from fires 14, 15, 16
racing prohibited 14
duties of company officers 14
conduct and responsibility of officers and members of company 14
fireman intoxicated to be reported 15
company may make rules 15
suspension and expulsion of members 15
letting or hiring of apparatus 15
use of houses 15
fires and alarms of fire 15
not to run on sidewalks 16
penalty for running on sidewalks 16
removal of apparatus from fire 16
hose 16
hooks and ladders 16
certificate of discharge 16
fees for certificate 16
bell ringers appointment and regulation of 17
firemen to wear fire caps 17
frontispiece of fire cap 17
kind of fire cap 17
list of members to be returned to chief of police 17
policemen give notice of fire to members 18

PAGE

Fire Department,
company not to leave city with apparatus without permission of chief engineer. 18
city clerk to erase name of expelled member from registry book. 18
certificate of membership. 18
penalty for violation of fire department ordinance. 18
members of fire department to be furnished with copy of ordinance. 18
power to repeal ordinance. 19
purchase of land and erection of house for hook and ladder company number two. 20
nomination of engineer to operate steam fire engine number one. 21
confirmation of steam fire engineer. 21
qualification of steam fire engineer 21
duties of steam fire engineer 21, 22, 23, 24
disobedience, or neglect of steam fire engineer. 22, 24
removal of steam fire engineer. 22, 24
salary of steam fire engineer. 22, 24, 25
nomination of engineer to operate steam fire engine number three. 23
confirmation of such steam fire engineer. 23
number of men in each company. 26
false alarm of fire, penalty for. 27
engine house on Hudson street. 28
Frame Buildings,
(see Wooden Buildings).

H

Hawkers,
(see Peddlers).
Health Warden,
term of office 110
bond of 110
to cause nuisance to be removed. 110, 111, 112
manner of abating nuisance 110

PAGE

Health Warden,
order of abatement on whom served 110
refusal to obey order of 111
penalty for such refusal 111
power to enter buildings and examine premises 111, 218, 219
powers of 111, 218, 219
power to stop persons entering city 112
persons infected with disease 112
disinfected goods 112
penalty for violating orders of 112
report to council beneficial measures 113
person interfering with 113
under control of committee on public health 113
salary of 113
nurses and physicians to report cases of pestilential, infectious or contagious disease within twenty-four hours 115
penalty on nurse or physician refusing to report .. 115
to inquire into condition of infected person 115
Hoboken and Weehawken Horse Railroad Company,
license of 246
route 246
superintendence 246
rails, distance between 246
grades 246
repairs 246
pavement 247
construction of sewers 247
motive power 247
use of tracks 247
bells 247
speed 247
lights 247
removing snow and ice from tracks 248
time of running 248
length of car 248

PAGE

Hoboken and Weehawken Horse Railroad Company,
license fee 248
fare 248
tickets 248
building materials along track 248
width of guage 249
obstructing cross-walks 250
grant of franchise to other persons or other company 250
ordinance, how construed 250
annual tax on company 251
office of, where located 251
pave streets between rails 251
franchise expires in twenty-five years 251
(see Railroad Tracks).
Hoboken Cemetery,
(see Burial Ground of Hoboken).
Hogs,
(see Swine).
Houses of Public Entertainment,
license for 39
bond of licensee 39
form of such bond 39
license fees 39, 41
city clerk to keep record of such licenses 40
record to be open to inspection 40
penalty for keeping house of entertainment without license 40
license fees and penalties to be paid in to city treasury 40
time of payment of license fee 41

I

Inns,
mode of licensing 31, 36
who may obtain a license 31, 36

PAGE

Inns,
time of expiration of license....31, 36
bond and sureties of inn-keeper....31, 42
form of bond....32, 37
to be closed on Sundays....32
entertainment of guests....32
license fee....32, 35, 37
form of license....32, 38
no liquors to be sold on Sunday....33, 38
penalty for selling on Sunday....33
license good, only for place described in the license....33, 38
council may revoke license....33
license book open to inspection of all persons....33
penalty for selling without license....34
mode of recovering penalty....34
revocation of license....39
bond no longer required....42
granting of license after regular day for the granting of licenses expired....43
application to be made before commencing business....43
transfer of license....43
fees for transfer....43

J

Junk,
shop keepers....277
dealers in....277
license....277
bond....277
not take pledges or pawns....277
keep book of articles purchased....278
book open to mayor, councilmen or any policeman....278
duration of license....278

PAGE

Junk,
hours of business 278
duties of shop-keepers 278
carts, wagons or vehicles 279
numbering of carts, &c. 279
dealing without license 279
amendments to ordinance 281
license fee 282
Justices of the Peace,
duties of 30

L

Lamps,
erection of, by contract 58
new lamps 58
lamp posts 58
superintendence 58
breaking or injuring of 181
Land,
purchase of, for hook and ladder company number two 20
Licenses,
for carts 3, 4, 5
express wagons 6, 7, 8, 9
to keep inns and taverns ..... 31 to 43 inclusive
for houses of public entertainment 36, 39
for hawkers 50, 51, 54, 55, 56, 57
for peddlers 50, 51, 54, 55, 56, 57
for petty chapmen 52, 53
for sewer tapping 167
for masons 169
for plumbers 169

M

Mayor,
proclamation of, as to dogs 47
mayor'saids 158

N

PAGE

Night Scavengers,
licenses for 236
license fees of 236
record of license fees of 236
qualifications of 236
separate license for each cart 236
working hours of 237
dumping places 237
reports of 237
carts to be numbered 237
carts to have lid on, and lamp 237
condition of carts and implements 238
price of removing contents of privy, &c. 239, 240, 241
application to street commissioner for permit, 241, 243, 245
report of street commissioner as to number of permits 241
keeper of night soil boat 243
Nuisances,
building materials 203
manure, dirt, &c. 203, 204, 208
stagnant water 203
removal and abatement of 203
casting water in street 204
privies, cesspools, &c. 204, 224, 235
running fluid or liquid matter in street 204
what are 206, 218
animals at large 207
dead animals, contract to remove 207
offensive liquid 208
noises at night 208
bon-fires in streets 209
amendments to ordinance 210, 211
slaughtering without permit 212
slaughter houses 213

PAGE

Nuisances,
sunken lots.....214, 215, 216, 227, 229
keeping of swine.....217
power to enter and examine premises.....218
grade to which sunken lots are to be filled in 222, 223
snow and ice on sidewalk.....227
dangerous buildings.....233

O

Omnibus Drivers,
(see Stage Drivers).
Overseer of the Poor,
duty of.....75
record of applicants for relief.....75, 76
admission to poor house.....75
sickness of indigent persons.....76
salary of.....76, 79, 81
to receive order, in writing, from committee on alms.....77
vouchers of.....77
penalty for violating duty.....78
make monthly report to council.....78
meet committee on alms twice a week.....79
furnish relief to indigent sick, idiots and lunatics..79

P

Park Keepers,
of Church Square Park.....297
term of office.....297
duties of.....297
salary.....297
of Hudson Square Park.....298
term of office of.....298
duties of.....298
salary of.....298

PAGE

Peddlers,
to have weights and measures marked and stamped by weigh-master 50, 52
penalty 50, 52
have separate license for each cart or vehicle, 51, 53, 56
license fee for 51, 53, 54, 55, 272
wagon have number painted on 56
expiration of license 57
recommended by six citizens, for a license 272
Petroleum,
license to keep and sell 300
application for license 300
consent of owner of property 300
within two hundred feet of buildings 300
term of license 300
license fee 301
Physician, City,
(see City Physician).
Police,
to notify firemen residing within beat of fire 18
to enforce fire-arm ordinance 49
to aid weigh-master against hawkers and peddlers 50
special 158
resisting officer 261
Porters,
licensing of 269
who are 269
mayor to license 269
qualifications of 269
license fees 270
term of license 270
to wear badges 270
Pound Keeper,
to impound unmuzzled dogs 48
dog fees 48, 141
penalty for hindering 48

PAGE

Pound Keeper,
duty of....137, 141, 143, 146
when, and what animals may be impounded....137
fees for impounding animals....137, 145
redemption fees....137, 143, 144, 147
sale of animals at auction....137, 144
proceeds of sale....138, 145
fine for pound breach....138, 146
rescue penalty....138, 146
swine....138, 143
hog sties, position of....138
milch cows, running at large....140
appointment of....142, 144
goats....143, 144, 145, 146
register impounded animals....144
account and quarterly return....144, 145
horses....144
Printing, Corporation,
(see Corporation Printer).
Printing,
mode of payment for....276
Public Squares,
improvements of....289, 291, 293, 294
Pumps,
(see Wells).

R

Railroad Tracks and Cars,
laying of....252
repairing....252
repair of water, sewer and gas pipes passing under....252
removal of rails, not at expense of owner or city....252
powers of council over....252, 255
duties of company....252
provide bells....253
keep lights on cars at night....253

PAGE

Railroad Tracks and Cars,
salt not to be used for removing snow 253, 257
cars to run every half hour.....253, 257
license.....253, 259, 260
clerk's fees 253
fare 254, 257
obstructing street 254
location of office 254
disturbance on cars.....254
bond of company to observe regulations of ordinance..... 255
running without license 256
tickets 257
Receiving Basins,
when built.....174
location of. 174
assessments for.....174
under direction of committee on streets and assessments 174
Religious Meetings,
disturbing 261
Riots and Disorderly Assemblages,
penalty for engaging in 261
resisting officers.....261
playing ball, &c., on Sunday.....261
disorderly on Sunday.....261
drunkeness.....261
intoxication.....261
religious meetings, disturbing.....262

S

Salaries,
of steam fire engineer.....22, 24, 25
of overseer of poor.....76, 79, 81
of corporation attorney.....124
of treasurer of board of education 163
of secretary of board of education 163, 166

PAGE

School House,
purchase of land 303
erection of house 303
Shows,
(see Circuses).
Sidewalks,
(see Streets).
Sinking Fund,
what moneys form 295
where money to be deposited 295
when money may be drawn from 295
duty of treasurer to pay interest 296
Sewers,
superintendence of 167
licenses for sewer tapping 167
bond for sewer tapping 167
manner of opening and making connections 168
form of opening 168
grade and angle 168
insertions 168
opening street 168
paving and flagging 168
refilling 168
permission to open street 169
pipes and drains 169
grating 169
mason's and plumber's licenses 169
qualifications for 169
bond of 169
record of 169
applications for permits 170
use of mason's or plumber's name 170
permits given by street commissioner and committee on streets 170, 171
penalty on mason or plumber 170
construction of private drains 170
connections 171

PAGE

Sewers,
tapping fee, for street commissioner. ... .172
formation of deposits in.....172
butchers offal to be kept out of 172
powers of street commissioner..... 173
cleaning and repairing fund.....173
Sluice Gate Keeper,
duties of.....126
appointment of. 126
salary of..... 126
under committee on sewers 126
bond of 126
Smoke Stacks,
(see Chimneys of Factories).
Stage and Omnibus Drivers,
licensing of 264
age and qualification of applicants 264, 268
clerk's fees 265
driving without license 265
stand to be designated for.....265
rules and regulations.....266
numbering..... 267
lights.....267
Storage,
public yard for.....299
Street Commissioner,
bond of 148
report improvements.....148
remove obstructions.....149, 184
location of buildings..... 149
opening and widening streets.....149
superintendance of streets.....149
repairs to treets.....149
notice of street cleaning..... 149
removing nuisances 150, 151, 184, 206, 219
penalty for non-compliance with the orders of commissioner 150

PAGE

Street Commissioner,
proceedings in case of such refusal.....150
penalty for interference with.....151
dirt, &c., casting in street.....152
book of duplicate notices.....152
accounts of employees.....153
repealers.....154, 155
dangerous walls, buildings, stacks and chimneys.....156, 233
permits to open streets and tap sewers.....170, 171
fees of, for such permits.....172
power to enter and examine premises.....173
remove incumbrances.....184, 185
sale of incumbrances by.....185
to notify owners of each house, of the number of the same.....189
to direct construction of carriage ways over sidewalks.....190
remove snow and ice.....192
notify owner to repair sidewalk.....196, 196
examine slaughter houses.....212, 213
fees for duties as to sunken lots.....216
supervise laying cross-walks by horse car company.....251, 252

Streets,
named on Loss Map.....177
Philadelphia Post Road.....177
Newark street.....177, 199
Court street.....177, 199
Ferry street.....177, 178
River street.....177
court-yards in.....177, 178, 179
Hudson street.....177
Washington street.....177
Bloomfield street.....178
Garden street.....178
Meadow street.....178, 198, 200

PAGE

Streets,
First street 178, 199
Second street 178, 199
Third street 178, 199
Fourth street 178, 199
Fifth street 178, 199
Sixth street 178, 199
Seventh street 178, 199
court-yard fences 179
grading of court-yards 180, 187
uses of court-yards 180
removal of paving 181
injury to curb, gutter, &c 181
lamps and lamp-posts, injury of 181
trees in, injury of 181
slides and scuttle holes 181
obstructions in 182, 184
fences around vacant lots 183
space for area way 183
advertisement and sale of incumbrances 184, 220
removal of snow and ice 185, 192
grading and excavating 186
street ordinance in force only in "lamp, water and police district" 186
construction of section relative to court-yards 187
numbering of 188
names of "places" vacated 189
owner or occupant to put up number 189
penalty for neglect to number house 189
driving in, rate of speed 190
obstructing sidewalks 190
regulation of carriage ways 190
removal of stone, &c., from 191
removing ashes and garbage without permission 192
vaults in, erection of 193, 194, 195, 201
sidewalks, repairing of 196, 197
Park avenue 198, 200

PAGE

Streets,
width of certain 199
bay windows, how far to project 202
Swine,
not to be kept in city limits 217

T

Taverns,
(see Inns).
Taxes,
collector of 94, 97
Treasurer of City,
duties of 105
bond of 105
cash book and duplicate 105
moneys to be deposited in bank 105
warrants, how signed 105
how money paid out 105
check book, mode of keeping 106
mode of drawing checks to order 106
give account of moneys raised by tax or loan 106
when to render account 106
redemption money 106
to keep ledger 107
report monthly to city clerk 107
report to council every three months 107
report neglect of other officers to pay over money of city 108
office days and hours 109
bond of 109

V

Venders,
licensing of 57
Vaults,
(see Streets).

W

PAGE

Water,
ratification of water commissioners contract with Hackensack Water Company 307
Weigh Master,
duty as to hawkers and peddlers.....50, 52
petty chapmen 52
appointment of.....127, 133, 134
general duties of 127, 129
bond of 127
persons using unsealed weights and measures subject to penalty.....128
standard weights and measures.....128
persons must exhibit weights and measures used..28
not molest weigh master.....128
fees of.....129, 130, 131, 132, 135
weights, &c., where inspected.....129
weigh master's duties 129, 132
shall have charge of city weights.....131
Wells,
wells, pumps and cisterns to be city property... 175
notice of construction of.....175
assessment for construction of 175
street commissioner 175
penalty for injuring.....175
Windows,
(see Streets).
Wooden Buildings,
limits within which prohibited 304
removal of.....304

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